



WEB COPY



W.P.No.1468 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :23.01.2023

CORAM :

THE HONOURABLE MR.JUSTICE R.SURESH KUMAR

Writ Petition No.1468 of 2023

1. Mrs.Preetha V Kannan
2. Mr.Vaanan Vetrivel Kannan
3. Mr.Arun Vetrivel Kannan

... Petitioners

-Vs-

1. The Revenue Divisional Officer,
Salem, Salem District,
Suramangalam P.O,
Salem – 636 005.

2. The Tahsildar,
Yercaud Taluk,
Salem District.

... Respondents

Prayer : Writ Petition under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, directing the 1st respondent herein to dispose of the appeal dated 25.02.2022 filed by the petitioners with respect to the updation of the patta in favor of the petitioners in Survey numbers 38/1(Part), 37/1, 37/3, 28/2B and 29/1A4(Part) at 41-Narthenchedu Village, Yercaud Taluk, Salem District within a time frame as fixed by this Court.

For Petitioners : Mr.P.J.Rishikesh

For Respondents : Mr.R.P.Murugan Raja
Government Advocate



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ORDER

The prayer sought for herein is for a writ of mandamus directing the 1st respondent herein to dispose of the appeal dated 25.02.2022 filed by the petitioners with respect to the updation of the patta in favor of the petitioners in Survey numbers 38/1(Part), 37/1, 37/3, 28/2B and 29/1A4(Part) at 41-Narthenchedu Village, Yercaud Taluk, Salem District within a time frame as fixed by this Court.

2. In respect of the land at S.Nos. 38/1(Part), 37/1, 37/3, 28/2B and 29/1A4(Part) at 41-Narthenchedu Village, Yercaud Taluk, Salem District, the petitioners had made an application to the second respondent Tahsildar for transfer of patta. However, the Tahsildar by order dated 12.01.2022 has rejected the said plea of the petitioners.

3. As against the said order passed by the Tahsildar, the petitioners preferred an appeal to the first respondent Revenue Divisional Officer on 25.02.2022 and the said appeal since has not been considered so far on merits in order to consider the same and to decide the same at an early date, the petitioners have moved the present writ petition with the aforesaid prayer.

4. Heard Mr.P.J.Rishikesh, learned counsel appearing for the



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petitioners and Mr.R.P.Murugan Raja, learned Government Advocate appearing for the respondents.

5. Learned Government Advocate appearing for the respondents would submit that the said appeal filed by the petitioners would be considered and decided on merits and in accordance with law within a time frame that may be stipulated by this Court.

6. Considering the said submission made by the learned Government Advocate appearing for the respondents and taking note of the innocuous nature of the prayer sought for in this writ petition, this Court is inclined to dispose of this writ petition with the following order:

That there shall be a direction to the first respondent to consider the appeal dated 25.02.2022 filed by the petitioners and pass orders on merits and in accordance with law within a period of six(6) weeks from the date of receipt of a copy of this order.



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R. SURESH KUMAR, J.

mp

With this direction, this writ petition is disposed of. No costs.

23.01.2023

Index : Yes/No
Speaking order: Yes/No
Neutral Citation: Yes/No

mp

To

1. The Revenue Divisional Officer,
Salem, Salem District,
Suramangalam P.O,
Salem – 636 005.
2. The Tahsildar,
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