



WEB COPY



W.P.No.1216 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.01.2023

CORAM :

THE HONOURABLE MR.JUSTICE R.SURESH KUMAR

Writ Petition No.1216 of 2023

P.V.A.Nachiar

.... Petitioner

-Vs-

1.The District Collector
Tiruppur District.

2.The Zonal Deputy Tahsildar
Kangayam (05) Taluk
Tiruppur District.

3.The Village Administrative Officer
Kangayam Taluk
Tiruppur District
Pin – 638 701.

4. Mr.K.V.K.Muralikrishna

.... Respondents

Prayer : Writ Petition under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the 2nd Respondent- Zonal Deputy Tahsildhar to pass orders on petitioners application dated 27.10.2021 by issuing Joint Patta including the petitioners name along with the 4th respondent in respect of the immovable property comprised in S.No.1473 1474 and 1469 measuring an extent of 2 acres and 58 cents situate at Bharathiyar Road kangayam- 638 701 Tirupur District.



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For Petitioner : Mr.S.Giridharan
For Respondents : Mr.Yogesh Kannadasan
Special Government Pleader – for RR 1 & 2
Notice dispensed with – for R3

ORDER

The prayer sought for herein is for a Writ of Mandamus directing the 2nd Respondent- Zonal Deputy Tahsildhar to pass orders on petitioners application dated 27.10.2021 by issuing Joint Patta including the petitioners name along with the 4th respondent in respect of the immovable property comprised in S.No.1473 1474 and 1469 measuring an extent of 2 acres and 58 cents situate at Bharathiyar Road kangayam- 638 701 Tirupur District.

2. In respect of the property in S.No.1473 1474 and 1469 measuring an extent of 2 acres and 58 cents situated at Bharathiyar Road kangayam- 638 701 Tirupur District, it is the claim of the petitioner that the property belongs to the petitioner, the 4th respondent/his brother and their mother. Their mother died intestate and the 1/3rd share of the mother also has come to the petitioner and the 4th respondent/his brother.



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6. Considering the said submission made by the learned Government Pleader for the official respondents and having regard to the factual matrix of the case as projected by the learned counsel for the petitioner, this Court is inclined to dispose of this writ petition with the following order.

“That there shall be a direction to the 2nd respondent to issue notice to the petitioner as well as the 4th respondent before consideration of the application or representation submitted by the petitioner dated 27.10.2023 and accordingly after hearing them take a decision and pass orders thereon on merits and in accordance with law within a period of eight weeks.”

7. With the above directions, this writ petition is disposed of. No costs.

20.01.2023

Index : Yes/No
Neutral Citation : Yes/No
Speaking Order / Non-speaking order
KST

To



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R. SURESH KUMAR, J.

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