



W.P.No.11632 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.04.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.11632 of 2023

L.Indira

...Petitioner

Vs

1.The District Collector,
Thiruvannamalai District,
Office of the District Collector,
Vengikkal,
Thiruvannamalai – 606 604.

2.The Tahsildar,
Cheyyar Taluk,
Cheyyar Taluk Office,
Arcot Road,
Cheyyar – 604 407.

3.The Zonal Deputy Tahsildar,
Cheyyar Taluk Office,
Arcot Road,
Cheyyar – 604 407.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the third respondent to reconsider the petitioner's Application No.2022/0103/06/303135 dated 06.09.2022 for transfer of patta in respect of petitioner's lands (1)



W.P.No.11632 of 2023

measuring 2 Acres 36 cents in Survey Nos.181/2A, 181/2C and (2) measuring 1 Acre 65 cents in No.182, totally measuring 4 Acres and 01 cents, Nedumbarai Village (also known as Nedumbirai Village), Cheyyar Taluk, Thiruvannamalai District, conduct enquiry and issue patta in petitioner's name in respect of petitioner said lands.

For Petitioner : Mr.B.K.Sreenivasan

For Respondents : Mr.V.Veluchamy,
Additional Government Pleader

ORDER

With the consent of both the parties, this Writ Petition is taken up for final disposal at the admission stage itself.

2.The grievance of the petitioner is that her representation seeking for issuance of patta in her name, has not been considered in time. Hence, she has preferred the present Writ Petition.

3.The learned Government Advocate submitted that the relevant form, namely Form VI, has now been uploaded in the Registration Department's website and that the petitioner can apply through online, for rectification of entries.



W.P.No.11632 of 2023

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4.The Tamil Nadu Patta Pass Book Act prescribes the mode of making an application for carrying out modifications of entries in the patta pass book to be in Form VI, as specified under Section 10 of the Tamil Nadu Patta Pass Book Act, 1983 [hereinafter referred to as 'the Act'], read with Rule 12 of the Tamil Nadu Patta Pass Book Rules, 1987 [hereinafter referred to as 'the Rules'].

5.This Court is of the view that if the petitioner is granted liberty to make an appropriate online application under the relevant form, within 30 days, with a consequential direction to the Tahsildar to consider the said application in accordance with the procedure contemplated under the relevant Act and Rules, the ends of justice could be secured.

6.In the light of the above observations, the petitioner herein is granted liberty to make an application in Form VI through online, as specified under Section 10 of the Act, read with Rule 12 of the Rules, within a period of 30 days from the date of receipt of a copy of this order, if not already made. On receipt of such an application, the third respondent herein shall consider it on its own merits and in accordance



W.P.No.11632 of 2023

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with the procedure contemplated under the Tamil Nadu Patta Pass Book Act, as well as the Tamil Nadu Patta Pass Book Rules and take a final decision, after giving notice to the petitioner as well as all the other persons who may be interested in the title/possession of the subject property, within a period of 12 weeks from the date of receipt of the online application (or) from the date of receipt of a copy of this order, if the online application has already been made and is pending.

7. With the above directions, the Writ Petition stands disposed of.

No costs.

18.04.2023

Index: Yes/No

Neutral Citation: Yes/No

Speaking order/Non-speaking order

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W.P.No.11632 of 2023

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