



W.P.No.7176 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.03.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.7176 of 2023

P.Ibraheem

...Petitioner

Vs

- 1.The District Collector,
Dharmapuri District.
- 2.The District Revenue Officer,
Dharmapuri District.
- 3.The Tahsildar,
Karimangalam Taluk,
Dharmapuri District.
- 4.The Village Administrative Officer,
Bandarahalli Village,
Dharmapuri District.
- 5.Gaurava Gounder

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the 2nd respondent to dispose of the petitioner's application dated 24.12.2022 for UDR Patta corrections based on the sale deed executed in Doc.1190/1971 at SRO,



W.P.No.7176 of 2023

Kaveripattinam for the land in Survey No.127/2, 129 and 130 situated at Bandarahalli Village, Karimangalam (Tk), Dharmapuri District.

For Petitioner : Mr.Krishnasamy Chinnasamy

For R1 to R4 : Ms.Akila Rajendran,
Government Advocate

ORDER

Heard Mr.Krishnasamy Chinnasamy, learned counsel for the petitioner and Ms.Akila Rajendran, learned Government Advocate for the respondents 1 to 4.

2. Since this Court is directing the second respondent to consider the petitioner's application, after giving due notice and opportunity to the fifth respondent, notice to the fifth respondent is hereby dispensed with.

3. The petitioner herein had given an application dated 24.12.2022 to the second respondent seeking for corrections in the UDR Patta, based on the sale deed executed in Doc.1190/1971 at SRO, Kaveripattinam for the land in Survey No.127/2, 129 and 130 situated at Bandarahalli Village, Karimangalam (Tk), Dharmapuri District. Since the said



application was not considered, the present Writ Petition has been filed.

4. 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.

5. 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'].

6. 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.

7. In the light of the above observations, the petitioner herein is



W.P.No.7176 of 2023

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, after giving notice to the petitioner and the fifth respondent herein, as well as all the other persons who may be interested in the title/possession of the subject property. On receipt of such an application, the third respondent herein shall consider it on its own merits and in accordance 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, 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.

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

No costs.

09.03.2023

Index:Yes/No
hvk



W.P.No.7176 of 2023

WEB COPY

To

- 1.The District Collector,
Dharmapuri District.
- 2.The District Revenue Officer,
Dharmapuri District.
- 3.The Tahsildar,
Karimangalam Taluk,
Dharmapuri District.
- 4.The Village Administrative Officer,
Bandarahalli Village,
Dharmapuri District.



WEB COPY



W.P.No.7176 of 2023

M.S.RAMESH,J.

hvk

W.P.No.7176 of 2023

09.03.2023