



W.P.No.12030 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.4.2023

CORAM :

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.12030 of 2023

Peruma Ammal

...Petitioner

Vs

1.The District Collector,
Tirupattur, Tirupattur District.

2.The District Revenue Officer,
Tirupattur, Tirupattur District.

3.The Tahsildar, Nattarampalli,
Tirupattur District.

4.Subramani

5.Murugan

6.Thangavel

7.Perumal

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents to dispose of the petitioner's representation dated 22.11.2022 for removal of names in the revenue accounts pertaining to S.No.103/1 of Patchur Village, Nattarampalli Taluk, Tirupattur District and to pass orders within the time frame as directed by this Court.



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For Petitioner : Mr.PA.Sudesh Kumar
For Respondents 1 to 3 : Mr.P.Sathish,
Additional Government Pleader

ORDER

Heard the learned counsel for the petitioner and the learned Additional Government Pleader accepting notice for the official respondents. Since this Court is directing the third respondent to consider the petitioner's representation after giving notice to all the parties concerned, notice to the private respondents is dispensed with.

2. The petitioner herein had given a representation dated 21.11.2022 to the respondents for the removal of names in the revenue accounts pertaining to S.No.103/1 of Patchur Village, Nattarampalli Taluk, Tirupattur District. Since the said representation has not been considered, this writ petition has been filed.

3. It is needless to point out that whenever a representation of this nature is made to a Statutory Authority, there is a duty cast upon him to consider the same on its own merits and pass appropriate orders in one way or other, instead of keeping the same pending indefinitely. As such,



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non-consideration of the representation by the Statutory Authority would amount to dereliction of duty and hence, this Court will be justified in invoking its extraordinary powers under Article 226 of Constitution of India and direct him to consider the same within a stipulated time.

4. In the light of the above observations, there shall be a direction to the third respondent herein to consider the petitioner's representation dated 21.11.2022, on its own merits and pass appropriate orders in accordance with law, after giving due opportunity to the petitioner and the private respondents herein, as well as all other persons who may be interested in the subject property, within a period of eight weeks from the date of receipt of a copy of this order. It is made clear that this Court has not expressed any of its views with regard to the merits of the claim of the petitioner and that it is open to the concerned respondent to consider the same on its own merits.

5. With the above direction, the Writ Petition stands disposed of.

No costs.

20.4.2023



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M.S.RAMESH,J.

RS/hvk

Index: Yes/No

Speaking order/Non-speaking order

To

- 1.The District Collector,
Tirupattur, Tirupattur District.
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- 3.The Tahsildar, Nattarampalli,
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