



W.P.No.11328 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.4.2023

CORAM :

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.11328 of 2023

Universal Public Aanmeega
Charitable Trust, rep.by its
Trustee/Secretary Mr.G.Mani

...Petitioner

Vs

1.The District Collector,
Tiruvannamalai,
Tiruvannamalai District.

2.The District Revenue Officer,
Tiruvannamalai,
Tiruvannamalai District.

3.The Revenue Divisional Officer,
Tiruvannamalai,
Tiruvannamalai District.

4.The Tahsildar,
Tiruvannamalai,
Tiruvannamalai District.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents to reclassify the property ad-measuring 3,073 Sq.ft comprised in Sy.No.533/2, the property ad-measuring 16,139 Sq.ft comprised in Sy.No.534, the property



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ad-measuring 4.19 acres comprised in Sy.No.533/1 and the property ad-measuring 25,190 Sq.ft comprised in Sy.No.1862/3B as private lands after deleting entry classifying the lands as government poramboke and transfer patta in the name of Universal Public Aanmeega Charitable Trust by considering the representation dated 09.3.2023.

For Petitioner : Mr.R.Rajarajan

For Respondents : Mr.P.Sathish,
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 petitioner herein had given a representation dated 09.3.2023 to the respondents seeking to reclassify the property ad-measuring 3,073 Sq.ft comprised in Sy.No.533/2, the property ad-measuring 16,139 Sq.ft comprised in Sy.No.534, the property ad-measuring 4.19 acres comprised in Sy.No.533/1 and the property ad-measuring 25,190 Sq.ft comprised in Sy.No.1862/3B as private lands after deleting the entry classifying the lands as "government poramboke" and transfer the patta in the name of



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the petitioner Trust. Since the said representation has not yet been considered, the writ petition has been filed.

3. It is needless to point out that whenever a representation of this nature is made to Statutory Authorities, there is a duty cast upon them 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, non-consideration of the representation by the Statutory Authorities 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 them to consider the same within a stipulated time.

4. In the light of the above observations, there shall be a direction to respondents 1 and 2 herein to consider the petitioner's representation dated 09.3.2023 on its own merits and pass appropriate orders in accordance with law, after giving due opportunity to the petitioner as well as all other persons who may be interested in the subject property, within a period of twelve 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



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regard to the merits of the claim of the petitioner and that it is open to the concerned respondents to consider the same on its own merits.

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

No costs.

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Index:Yes/No

Speaking order/Non-speaking order

To

1.The District Collector,
Tiruvannamalai,
Tiruvannamalai District.

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Tiruvannamalai,
Tiruvannamalai District.

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Tiruvannamalai District.

4.The Tahsildar,
Tiruvannamalai,
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M.S.RAMESH,J.

RS/SNI

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