



W.P.No.11658 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.11658 of 2023

K.Chinnathambi

...Petitioner

Vs

- 1.The District Collector,
Cuddalore District,
Cuddalore.
- 2.The Revenue Divisional Officer,
Chidambaram Division,
Cuddalore District.
- 3.The Thasildar,
Kattumannarkoil Taluk,
Cuddalore District.
- 4.The Special Thasildar,
Kattumannarkoil Taluk,
Cuddalore District.
- 5.Sivaperumal

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing respondents 1 to 4 to



W.P.No.11658 of 2023

consider the representation of the petitioner dated 28.03.2023 in accordance with law.

For Petitioner : Mr.L.Manohar for
Mr.R.Srinivasa Rao

For Respondents : Mrs.Akila Rajendran,
Government Advocate
for R1 to 4

ORDER

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

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

3.The grievance of the petitioner is that his representation seeking for cancellation of the Joint Patta and for issuance of separate patta in his name, has not been considered in time. Hence, he has preferred the present Writ Petition.



W.P.No.11658 of 2023

WEB COPY

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, for rectification of entries.

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.



W.P.No.11658 of 2023

WEB COPY

7. 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 official respondents 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, after giving notice to the petitioner, the fifth respondent 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.

8. 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

vga



W.P.No.11658 of 2023

WEB COPY To

- 1.The District Collector,
Cuddalore District,
Cuddalore.
- 2.The Revenue Divisional Officer,
Chidambaram Division,
Cuddalore District.
- 3.The Thasildar,
Kattumannarkoil Taluk,
Cuddalore District.
- 4.The Special Thasildar,
Kattumannarkoil Taluk,
Cuddalore District.



WEB COPY



W.P.No.11658 of 2023

M.S.RAMESH,J.

vga

W.P.No.11658 of 2023

18.04.2023