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W.P.No.34509 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.07.2023

CORAM

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

W.P.No.34509 of 2022

and

W.M.P.Nos.33962 & 33963 of 2022

T.Joseph Newton

... Petitioner

Vs.

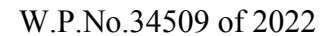
1.The District Collector,
Vellore District, Vellore.

2.The Tahsildar,
Arakkonam,
Vellore District,
Vellore.

... Respondents

Prayer:- Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of Certiorarified Mandamus, calling for the concerned records relating to the order made in Na. Ka. A1/4328/2020 dated 18.03.2022 passed by the 2nd respondent and quash the same and consequently direct the 2nd respondent to issue Patta to the petitioner in respect of lands to the extent of 0.92 cents in Survey No. 140/3 of Kizhkuppam Village No. 86 of Arakkonam Taluk, Vellore District.

For Petitioner	: M/s.Mr.N.Gnansekar
For Respondents	:
(R1& R2)	: Mr.C.Jayaprakash, Govt. Advocate.



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enjoyment of the said Government Poramboke land and therefore, the claim of the writ petitioner for grant of patta cannot be considered. Free patta is to be granted only to the eligible poor people and the Tahsildar made a finding that the petitioner is not falling under the said category and therefore, is not eligible.

5. Free patta cannot be claimed as an absolute right. Eligible persons may submit an application and the authorities competent are bound to consider the cases based on the terms and conditions stipulated under the Scheme. There cannot be any discrimination in the matter of grant of free patta in respect of the Government Poramboke lands.

6. In the present case, the authorities have considered the case of the petitioner and found that the petitioner is not eligible for grant of free patta. More so, it is stated that the subject land is required for expansion of State Highways. Therefore, the petitioner has not established even semblance of legal right for the purpose of considering the relief.



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7. Accordingly, the writ petition stands **dismissed**. No costs.

Consequently, connected miscellaneous petitions are closed.

(sha)

18.07.2023

Index : Yes

Speaking Order

Neutral Citation : Yes

To

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Vellore District, Vellore.

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Arakkonam,
Vellore District,
Vellore.



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S.M.SUBRAMANIAM. J.,

(sha)

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