



W.P.No.31115 of 2017

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.07.2023

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE P.D.AUDIKESSAVU

W.P.No.31115 of 2017

R.Ganeshan

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Petitioner

Vs.

1. The State of Tamil Nadu
Rep. by its Secretary to Government
Department of Animal Husbandry
Dairying and Fisheries
Fort St. George
Chennai 600 009.
2. The District Collector
Coimbatore
Coimbatore District.
3. The Revenue Divisional Officer (South)
Coimbatore District.
4. The Tashildar
Sulur, Coimbatore
Coimbatore District.

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Respondents



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Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, forbearing the respondents 2 to 4 from dividing transferring or allotting and granting of patta in respect of "Mandhai Poramboke" land comprised in S.No.325/8 situated Peedampalli Village, Sulur Taluk, Coimbatore District by considering the petitioner representation dated 6.11.2017.

For the Petitioner : Mr.K.Myilsamy

For the Respondents : Mr.P.Muthukumar
State Government Pleader
assisted by Mrs.R.Anitha
Special Government Pleader

ORDER

(Made by the Hon'ble Chief Justice)

We heard Mr.K.Myilsamy, learned counsel for the petitioner and Mr.P.Muthukumar, learned State Government Pleader assisted by Mrs.R.Anitha, learned Special Government Pleader for the respondents.

2. The contention of the petitioner is that grazing land is being classified as patta land, the same cannot be done in view of the Government Order dated 11.12.2001.



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3. Counter and status report are filed on record by the respondents to suggest that in the year 2015, a part of the said land was converted into Natham and was allotted to the landless poor persons, who had encroached upon the land. The remaining part is also not being used as a grazing land and the same is being used as a road.

4. It is further submitted that steps are being taken for identifying suitable alternate land to handover to the Animal Husbandry Department for grazing purpose.

5. The same was also stated in the affidavit filed on 18.06.2018. Five years have lapsed and the status report filed on 10.07.2023 also states the same thing. It appears that no progress has been made in the five years.



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6. The respondent authorities shall expedite the steps for identifying suitable land to handover to the Animal Husbandry Department for grazing purpose. The compliance shall be made, as undertaken in the status report, expeditiously preferably within a period of nine months. Call the matter after nine months for reporting compliance.

7. In view of that, the writ petition is disposed of. There will be no order as to costs. Consequently, W.M.P.No.34128 of 2017 is closed.

(S.V.G., CJ.)

(P.D.A., J.)

11.07.2023

Index : Yes/No
Neutral Citation : Yes/No

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THE HON'BLE CHIEF JUSTICE
AND
P.D.AUDIKESSAVALU, J.

(drm)

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