



WEB COPY

W.P.No.31223 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.09.2023

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.31223 of 2022

1.K.Buvaneswari

rep. by its General Power of Attorney

M/s.K.Gajalakshmi

... Petitioner

Vs.

1.The District Collector,
Chengalpattu,
Chengalpattu District.

2.The Tahsildar,
Chengalpatu,
Chengalpattu District.

3.The District Revenue Officer,
Kancheepuram,
Kancheepuram District.

4.The District Revenue Officer,
Chengalpatu,
Chengalpattu District.

5.The Special Tahsildar (Land Acquisition),
Chennai – Kanyakumari Industrial Corridor Project,
Southppakkam,
Chengalpattu District.



6.The Special District Revenue Officer (Land Acquisition),
Chennai – Kanyakumari Industrial Corridor Project,
Kancheepuram.

7.Meenakshi

8.Narmatha

9.Senthil Kumar

10.J.JegaJothi

11.J.Selva Prakash

12.M.Selvi

13.Minor M.Logesh

14.S.Varalakshmi

15.A.Kalavathi

16.P.Chellappan (deceased)

17.N.Subramani

18.C.Duraiswamy

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records of the 3rd respondent and quash in Na.Ka.No.14778/2018 No.4 dated 28.09.2018 and consequently direct the 3rd respondent to issue fresh patta and include my name in the fresh patta within stipulated time.

For Petitioner : M/s.K.Gajalakshmi (Party in person)

For R1 to R6 : Mr.T.Arunkumar,
Additional Government Pleader

For R7 to R13, R15 & R17 : Mrs.Vijaya Kumari Natarajan

For R14 : No appearance

For R16 : Died - steps taken



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ORDER

The order dated 28.09.2018 passed by the District Revenue Officer, Kancheepuram is sought to be quashed in the present Writ Petition.

2. The petitioner appearing in person states that she is the absolute owner of the subject property described in the present Writ Petition. The petitioner submitted a revision before the District Revenue Officer and the said Revision Petition was rejected by relegating the petitioner to approach the competent Civil Court of law for the purpose of establishing her right. The petitioner states that she has already filed a Civil Suit in O.S.No.253 of 2021 on the file of the Principal District Court, Chengalpattu.

3. When the petitioner has already instituted a Civil Suit to establish her right, there is no reason to consider the grounds raised in the present Writ Petition. However, the revenue proceedings including the impugned order are kept in abeyance and the parties are bound to establish their civil rights based on the documents and evidences available on records in the manner contemplated. After reaching finality in the civil dispute and either of the party is at liberty to approach the revenue authorities for the purpose



of grant of Patta, cancellation of Patta, mutation of revenue records, as the case may be.

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4. With these directions, the Writ Petition stands disposed of.

No costs.

29.09.2023

skr

Index : Yes

Speaking order

To

- 1.The District Collector,
Chengalpattu,
Chengalpattu District.
- 2.The Tahsildar,
Chengalpatu,
Chengalpattu District.
- 3.The District Revenue Officer,
Kancheepuram,
Kancheepuram District.
- 4.The District Revenue Officer,
Chengalpatu,
Chengalpattu District.



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5.The Special Tahsildar (Land Acquisition),
Chennai – Kanyakumari Industrial Corridor Project,
Southppakkam,
Chengalpattu District.

6.The Special District Revenue Officer (Land Acquisition),
Chennai – Kanyakumari Industrial Corridor Project,
Kancheepuram.



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S.M.SUBRAMANIAM, J.

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