



WEB COPY



W.P.No.30944 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 01.11.2023

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THE HONOURABLE MR. JUSTICE P.VELMURUGAN

W.P.No.30944 of 2023

V.Raghu

.. Petitioner

Versus

1. Government of Tamilnadu
Represented by its Principal Secretary,
Adi Dravidar and Tribal Welfare Department,
Fort St. George, Chennai – 600 009.
2. The District Collector,
Chennai District, Office at Collectorate,
Rajaji Salai, Chennai – 600 001.
3. The Revenue Divisional Officer,
Central Revenue Division,
Office at Anna Nagar West Extension,
Thirumangalam, Chennai – 600 101.
4. M.Mustak

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of Writ of Mandamus, directing the respondents 1 to 3 to consider the representation dated 15.09.2023 of the petitioner, conduct an enquiry and to pass orders on merits and in accordance with law within a period that may be specified by this Court.



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For Petitioner : Mr.Elumalai

For Respondents : Mr.V.Veluchamy,
Addl. Government Pleader for RR1 to 3

ORDER

The main grievance of the writ petitioner is that he is a tenant under the fourth respondent. The fourth respondent's property is an assigned land under the Depressed Class Land Act, 1982. As per the said Act, the allottee should not alienate or encumber the assigned land under the said Act for a minimum period of 10 years and thereafter also if the allottee intends to alienate such alienation should be made only in favour of a person who belongs to Adi Dravida Dalit Community and not a person belong to any other religion.

2 Further the learned counsel for the writ petitioner submitted that the fourth respondent is not belongs to the Adi Dravida Dalit community and the purchase of such property by the fourth respondent is not valid and hence the petitioner sent a representation to the respondents 1 to 3, which has not been considered and hence the writ petitioner is before this Court.

3 It is seen that the petitioner is a tenant under the fourth respondent and the fourth respondent initiated rent control proceedings to evict the petitioner and the same was also allowed, which shows that there was dispute



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between the landlord viz. the fourth respondent and the tenant the petitioner herein and in order to wreck vengeance, the tenant has approached this Court, who has no *locus standi* to question the title of the fourth respondent. This Court is not inclined to entertain this type of writ petition.

4 In view of the above this writ petition stands dismissed with cost of Rs.10,000/-. The said amount shall be paid to the 'Chief Justice Relief Fund' within a period of three weeks from the date of receipt of a copy of this order.

01.11.2023

Index: Yes/No
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To

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P.VELMURUGAN, J.,

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