



W.P.No.14146 of 2017

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.07.2023

CORAM :

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

AND

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

W.P.No.14146 of 2017

P.Boobalan

.. Petitioner

Vs.

1. The District Collector
Namakkal District, Namakkal.
2. The District Revenue Officer
Namakkal District, Namakkal.
3. Revenue Divisional Officer
Namakkal District, Namakkal.
4. The Tahsildar
Senthamangalam & Taluk
Namakkal District.
5. The Assistant Divisional Engineer(H)
Office of the Assistant Divisional Engineer(H)
Senthamangalam Sub-Division
Senthamangalam, Namakkal District.
6. Arumugam
7. Balasundaram

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8. Vellayan
9. Rani
10. Ramasamy
11. Govindaraj
12. Kuppusamy
13. Pazhanisamy
14. Santhi

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus directing the third respondent Revenue Divisional Officer, Namakkal to initiate action on the petitioner's representation dated 26.08.2016 as directed by the second respondent the District Revenue Officer, Namakkal in his proceedings O.Mu.497/2015/L3 dated 22/02/2017 within the time stipulated by this Hon'ble Court.

For the Petitioner : Mr.E.P.Senniyangiri

For the Respondents : Mr.P.Muthukumar
State Government Pleader
Assisted by
Mrs.R.Anitha
Special Government Pleader
for Respondents 1 to 5



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ORDER
(Made by the Hon'ble Chief Justice)

We have heard Mr.E.P.Senniyangiri, 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 1 to 5.

2. The grievance of the petitioner is that respondents 6 to 14 were granted patta. But, the same was for residential purpose. Now, the respondents 6 to 14 are using it for commercial purposes.

3. We asked learned counsel for the petitioner as to how the petitioner would be aggrieved if the construction is made by the respondents 6 to 14 in their own land. According to learned counsel, the land was for residential purpose and they ought not to have used it for commercial purpose.

4. The rights of the petitioner are not affected. If the petitioner has moved the authority, it is for the petitioner to prosecute the



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application with the authority concerned, on its own merits and in accordance with law and policy.

5. The writ petition is disposed of. There will be no order as to costs.

(S.V.G., CJ.)

(P.D.A., J.)

14.07.2023

Index : Yes/No
Neutral Citation : Yes/No

kpl

To

1. The District Collector
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4. The Tahsildar
Senthamangalam & Taluk
Namakkal District.
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THE HON'BLE CHIEF JUSTICE
AND
P.D.AUDIKESAVALU, J.

(kpl)

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