



WEB COPY



W.P.No.25747 of 2017

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.01.2023

CORAM :

THE HON'BLE MR. JUSTICE R. MAHADEVAN

AND

THE HON'BLE MR. JUSTICE MOHAMMED SHAFFIQ

W.P.No.25747 of 2017 &
W.M.P.No.27171 of 2017

Pandian

... Petitioner

Vs.

1. Collector of Cuddalore District,
Cuddalore.

2. The Tahsildar,
Kurinjpadi,
Kurinjpadi Taluk,
Cuddalore District.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking to issue a Writ of Certiorarified Mandamus, to call for the records and quash the notice Na.Ka.Aa3/5231/2016, dated 12.06.2017 issued by the second respondent and consequently direct the respondents to enter patta in respect of new S.No.169/2 = Old S.No.384 Hec. 0.60.0 in Virupakshi Village, Kurinjpadi Taluk, Cuddalore District in the name of the petitioner.

For petitioner : Mr.D.Baskar

For respondents : Mr.A.Selvendran
Special Government Pleader



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ORDER

(Order of the Court was made by R. MAHADEVAN, J.)

Challenging the notice dated 12.06.2017 issued by the second respondent and seeking a direction to the respondents to enter the name of the petitioner in the patta pertaining to the land in S.No.169/2 = Old S.No.384 of Virupakshi Village, Kurinjipadi Taluk, Cuddalore District measuring an extent of 0.60.0 Hectares, the present writ petition came to be filed.

2. The case of the petitioner is that his grandfather by name Rasambu Padayachi had purchased the subject land vide sale deed dated 02.03.1944 and also obtained patta bearing no.512 in his name. After his demise, the said land was transferred to the name of father of the petitioner viz., Ramachandran. Thereafter, the petitioner has been in possession and enjoyment of the same by cultivating sugarcane. While so, the second respondent issued a notice dated 12.06.2017 stating that the subject land has been a part of Bhoomidan land. Feeling aggrieved, the petitioner is before this court with the present writ petition for the aforesaid relief.



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3. However, when the matter was taken up for consideration, the learned counsel for the petitioner fairly submitted that it would suffice, if the petitioner is granted liberty to agitate his rights before the authority concerned.

4. Granting such liberty to the petitioner, the writ petition stands disposed of. Consequently, connected miscellaneous petition is closed.

[R.M.D,J.] [M.S.Q, J.]
24.01.2023

r n s

Speaking (or) Non-Speaking Order

Internet : Yes.

Index : Yes.



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R. MAHADEVAN, J.
and
MOHAMMED SHAFFIQ, J.

r n s

To

1. Collector of Cuddalore District,
Cuddalore.
2. The Tahsildar,
Kurinjipadi,
Kurinjipadi Taluk,
Cuddalore District.

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