



W.P.(MD) No.1830 of 2020

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 28.06.2023

CORAM

THE HONOURABLE Ms.JUSTICE P.T.ASHA

W.P.(MD) No.1830 of 2020

M/S.Arasan Fertilizer Pvt Ltd.,
represented by its Managing Director,
K.Ganesan,
S/o.Late.R.Kasirajan,
43/4, Harvey Road,
Kadambur Village,
Thoothukudi District 628 714.

... Petitioner

/vs./

- 1.The District Collector,
Thoothukudi District.
- 2.The District Revenue Officer,
Thoothukudi District,
Thoothukudi.
- 3.The Revenue Divisional Officer,
Kovilpatti Taluk,
Kovilpatti,
Thoothukudi District.
- 4.The Tahsildar,
Kayathar Taluk,
Thoothukudi District.



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5.The Revenue Inspector,
Kadambur,
Thoothukudi District.

6.The Village Administrative Officer,
Kadambur,
Thoothukudi District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to consider the petitioner's representation dated 03-10-2019 to rectify/reclassify the classification of the land in Sy.No.45/5, Harvey Road, Kadambur Village, SRO Kadambur, Palayamkottai Registration District, Thoothukudi District forthwith as a Dry Land from Grama Natham and to issue separate patta in the name of M/s. Arasan Fertilizer Pvt Ltd., within the time stipulated by this Court.

For Petitioner : Mr.P.M.Vishnvarthanan

For Respondents : Mr.J.John Rajadurai
Government Advocate

ORDER

The above writ petition is filed for the issue of a Writ of Mandamus directing the respondents to consider the petitioner's representation dated 03-10-2019 to rectify/reclassify the classification of the land in S.No.45/5, Harvey Road, Kadambur Village, SRO Kadambur, Palayamkottai Registration



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District, Thoothukudi District forthwith as a dry land from Grama Natham and to issue separate patta in the name of M/s. Arasan Fertilizer Pvt Ltd.

2.Today an affidavit has been filed by the fourth respondent, the Tahsildar, in which in paragraph No.7 it is stated as follows:-

“7.....It is pertinent to submit that the Additional Chief Secretary/Commissioner of Land Administration vide Circular in Roc. K3/14710/2015 dated 07.08.2015 wherein a clear instructions have been given to grant patta to an extent of 35 cents of maximum area only over a vacant natham site by the present claimant possessing unbroken chain of transaction since the year 1966. Inasmuch as the Petitioner herein has sought for patta over an extent of 3.87.0 hectares (9.56 acres) in S.No.45/5 of kadambur village, Kayatar Taluk, it is inevitable that proposals will have to be submitted to the Commissioner of Land Administration, Chennai.”

3.In the light of the above averment, the Writ Petition is disposed of directing the petitioner to make a representation to the Commissioner of Land Administration, Chennai within a period of two weeks from the date of receipt of a copy of this order and the Commissioner of Land Administration, Chennai shall



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dispose of the same within a period of two months thereafter. However, there shall be no order as to costs.

Speaking : Yes / No
NCC : Yes / No
Internet : Yes / No
Index : Yes / No

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To

- 1.The District Collector,
Thoothukudi District.
- 2.The District Revenue Officer,
Thoothukudi District,
Thoothukudi.
- 3.The Revenue Divisional Officer,
Kovilpatti Taluk,
Kovilpatti,
Thoothukudi District.
- 4.The Tahsildar,
Kayathar Taluk,
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- 5.The Revenue Inspector,
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- 6.The Village Administrative Officer,
Kadambur,
Thoothukudi District.
- 7.The Commissioner of Land Administration,
Chennai.



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P.T.ASHA, J.

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