



W.P(MD)No.4136 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.02.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.4136 of 2023

Ramakrishnan

... Petitioner

Vs.

1.The Revenue Divisional Officer,
Sivakasi,
Virudhunagar District.

2.The Tashildar,
Sivakasi,
Virudhunagar District.

3.Muthu Asari

4.Veiulumuthu Asari

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the records relating to the impugned proceedings of the 2nd respondent in Na.Ka.A2/6835/2022 dated 27.08.2022 and quash the same and consequently direct the 2nd respondent to issue a patta in the name of the petitioner for the property situated at survey number 1405/2 Mangalam Village, Sivakasi Taluk.

For Petitioner : Mr.S.Vishnuvardhan

For Respondents : Mr.M.Siddharthan,
Addl. Government Pleader for R1 & R2.



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ORDER

Heard the learned counsel for the writ petitioner and the learned Additional Government Pleader for the respondents 1 and 2.

2.What is under challenge is mere communication from the jurisdictional Tahsildar to the Sub Collector, Sivakasi. It is not an enforceable order as such. The petitioner may have legitimate grievance as regards the manner in which the report had been prepared by the jurisdictional Tahsildar. If the Sub Collector, Sivakasi passes any order entirely based on the said report, all the contentions now putforth before this Court can be canvassed. The stage for challenge is yet to arise. If final order is passed and it is adverse to the petitioner, the petitioner can always move this Court again for appropriate relief.

3.With this observation and clarification and liberty to the writ petitioner, the writ petition is disposed of. No costs.

28.02.2023

NCC : Yes/No
Index : Yes / No



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Internet : Yes/ No
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To:

1.The Revenue Divisional Officer,
Sivakasi,
Virudhunagar District.

2.The Tashildar,
Sivakasi,
Virudhunagar District.



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G.R.SWAMINATHAN, J.

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