



W.P(MD)Nos.4386 to 4390 of 2023

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.03.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)Nos.4386 to 4390 of 2023

and

W.M.P(MD)Nos.4118 to 4122 of 2023

W.P(MD)No.4386 of 2023:

S.P.Elias

... Petitioner

Vs

- 1.The District Collector,
Theni District.
- 2.The Revenue Divisional Officer,
Uthamapalayam,
Theni District.
- 3.The Tahsildar,
Uthamapalayam Taluk,
Theni District.
- 4.The Wildlife Warden,
Megamalai Wildlife Division,
Theni District.
- 5.The Forest Range Officer,
Chinnamanur Range,
Megamalai Wildlife Division,
Chinnamanur Range,
Theni District.



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6.The Executive Officer,
Highways Town Panchayat,
Theni District.

7.The Chairman / President,
Grama Sabha,
Highways Town Panchayat,
Theni District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents 1 to 3 herein to recognize and vest the property measuring 1.96.5 Hecs., equivalent to 4.85 acres comprised in Survey No.2073 situated in Narayana Thevanpatti, Varaiyattumottai, Venniyar Estate, Malaimel Village, Narayana Thevanpatti-II Bit, Highways Town Panchayat, Uthamapalayam Taluk, Theni District, by granting patta to the petitioner, as per representation of the petitioner dated 26.03.2018.

For Petitioner : Mr.K.Appadurai

For Respondents : Mr.S.R.A.Ramachandran
Additional Government Pleader

W.P(MD)No.4387 of 2023:

S.Mariyappan

... Petitioner

Vs

1.The District Collector,
Theni District.



W.P(MD)Nos.4386 to 4390 of 2023

2.The Revenue Divisional Officer,
Uthamapalayam,
Theni District.

3.The Tahsildar,
Uthamapalayam Taluk,
Theni District.

4.The Wildlife Warden,
Megamalai Wildlife Division,
Theni District.

5.The Forest Range Officer,
Chinnamanur Range,
Megamalai Wildlife Division,
Chinnamanur Range,
Theni District.

6.The Executive Officer,
Highways Town Panchayat,
Theni District.

7.The Chairman / President,
Grama Sabha,
Highways Town Panchayat,
Theni District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents 1 to 3 herein to recognize and vest the property measuring 0.81.0 Hecs., comprised in Survey No.2073 situated in Narayana Thevanpatti, Varaiyattumottai, Venniyar Estate, Malaimel Village, Narayana Thevanpatti-II Bit, Highways Town Panchayat, Uthamapalayam Taluk, Theni District, by granting patta to the petitioner, as per representation of the petitioner dated 19.02.2018.



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For Petitioner : Mr.K.Appadurai

For Respondents : Mr.S.R.A.Ramachandran
Additional Government Pleader

W.P(MD)No.4388 of 2023:

Asirvatham

... Petitioner

Vs

- 1.The District Collector,
Theni District.
- 2.The Revenue Divisional Officer,
Uthamapalayam,
Theni District.
- 3.The Tahsildar,
Uthamapalayam Taluk,
Theni District.
- 4.The Wildlife Warden,
Megamalai Wildlife Division,
Theni District.
- 5.The Forest Range Officer,
Chinnamanur Range,
Megamalai Wildlife Division,
Chinnamanur Range,
Theni District.
- 6.The Executive Officer,
Highways Town Panchayat,
Theni District.
- 7.The Chairman / President,
Grama Sabha,
Highways Town Panchayat,
Theni District.

... Respondents



W.P(MD)Nos.4386 to 4390 of 2023

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents 1 to 3 herein to recognize and vest the property measuring 0.81.0 Hecs., comprised in Survey No.2073 situated in Narayana Thevanpatti, Varaiyattumottai, Venniyar Estate, Malaimel Village, Narayana Thevanpatti-II Bit, Highways Town Panchayat, Uthamapalayam Taluk, Theni District, by granting patta to the petitioner, as per representation of the petitioner dated 19.02.2018.

For Petitioner : Mr.K.Appadurai

For Respondents : Mr.S.R.A.Ramachandran
Additional Government Pleader

W.P(MD)No.4389 of 2023:

Pounraj

... Petitioner

Vs

- 1.The District Collector,
Theni District.
- 2.The Revenue Divisional Officer,
Uthamapalayam,
Theni District.
- 3.The Tahsildar,
Uthamapalayam Taluk,
Theni District.
- 4.The Wildlife Warden,
Megamalai Wildlife Division,
Theni District.
- 5.The Forest Range Officer,
Chinnamanur Range,



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Megamalai Wildlife Division,
Chinnamanur Range,
Theni District.

6.The Executive Officer,
Highways Town Panchayat,
Theni District.

7.The Chairman / President,
Grama Sabha,
Highways Town Panchayat,
Theni District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents 1 to 3 herein to recognize and vest the property measuring 0.81.0 Hecs., comprised in Survey No.2073 situated in Narayana Thevanpatti, Varaiyattumottai, Venniyar Estate, Malaimel Village, Narayana Thevanpatti-II Bit, Highways Town Panchayat, Uthamapalayam Taluk, Theni District, by granting patta to the petitioner, as per representation of the petitioner dated 19.02.2018.

For Petitioner : Mr.K.Appadurai

For Respondents : Mr.S.R.A.Ramachandran
Additional Government Pleader

W.P(MD)No.4390 of 2023:

Ingarsal

... Petitioner

Vs

1.The District Collector,
Theni District.



W.P(MD)Nos.4386 to 4390 of 2023

2.The Revenue Divisional Officer,
Uthamapalayam,
Theni District.

3.The Tahsildar,
Uthamapalayam Taluk,
Theni District.

4.The Wildlife Warden,
Megamalai Wildlife Division,
Theni District.

5.The Forest Range Officer,
Chinnamanur Range,
Megamalai Wildlife Division,
Chinnamanur Range,
Theni District.

6.The Executive Officer,
Highways Town Panchayat,
Theni District.

7.The Chairman / President,
Grama Sabha,
Highways Town Panchayat,
Theni District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents 1 to 3 herein to recognize and vest the property measuring 0.81.0 Hecs., comprised in Survey No.2073 situated in Narayana Thevanpatti, Varaiyattumottai, Venniyar Estate, Malaimel Village, Narayana Thevanpatti-II Bit, Highways Town Panchayat, Uthamapalayam Taluk, Theni District, by granting patta to the petitioner, as per representation of the petitioner dated 19.02.2018.

For Petitioner : Mr.K.Appadurai



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For Respondents : Mr.S.R.A.Ramachandran
Additional Government Pleader

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COMMON ORDER

Heard the learned counsel on either side.

2.The writ petitioners belong to Scheduled Caste community. They make a further claim that they are forest dwellers. However, they have not been granted patta. They have given the petition mentioned representations before the first respondent. The first respondent / District Collector is directed to consider the petition mentioned representations on merits and in accordance with law and pass final order within a period of four months from the date of receipt of a copy of this order.

3.This writ petition is disposed of accordingly. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

02.03.2023

Index : Yes / No
Internet : Yes / No
NCC : Yes / No
MGA

To

1.The District Collector,
Theni District.



W.P(MD)Nos.4386 to 4390 of 2023

2. The Revenue Divisional Officer,
Uthamapalayam,
Theni District.

3. The Tahsildar,
Uthamapalayam Taluk,
Theni District.

4. The Wildlife Warden,
Megamalai Wildlife Division,
Theni District.

5. The Forest Range Officer,
Chinnamanur Range,
Megamalai Wildlife Division,
Chinnamanur Range,
Theni District.

6. The Executive Officer,
Highways Town Panchayat,
Theni District.

7. The Chairman / President,
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Highways Town Panchayat,
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G.R.SWAMINATHAN, J.

MGA

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and
W.M.P(MD)Nos.4118 to 4122 of 2023

02.03.2023