



W.A.(MD) No.794 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.06.2023

CORAM:

**THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
and
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

**W.A.(MD) No.794 of 2023
and
C.M.P.(MD) No.6518 of 2023**

1.The Commissioner of Land Administration
Tamilnadu, Chennai

2.The District Collector
Sivagangai District

3.The District Revenue Officer
Sivagangai District

4.The Tahsildhar
Karaikudi Taluk
Sivagangai District

... Appellants

-VS-

1.Sheik Abdullah

2.The Commissioner
Karaikudi Municipality
Karaikudi District

... Respondents



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Writ Appeal filed under Clause 15 of Letters Patent to set aside the order, dated 24.08.2022, passed in W.P.(MD) No.13708 of 2022, on the file of this Court.

For Appellants : Mr.Veera Kathiravan
Additional Advocate General
assisted by Mr.S.P.Maharajan
Special Government Pleader

For Respondents : Mr.K.P.Narayanakumar for R1

J U D G M E N T

[Judgment of the Court was made by R.SUBRAMANIAN, J.]

The Writ Court has only directed correction of the revenue records based on the Judgment of the Civil Court, which, as of today, is final. The Civil Court, in the process of deciding the suit, has also decided the question of title as well as the validity of the order of cancellation of the Pattas granted under the Settlement Act by the revenue officials. We, therefore, do not think that we can fault with the Writ Court for having issued a positive direction. Hence, this writ appeal fails and it is accordingly dismissed.



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2. Mr.Veera Kathiravan, learned Additional Advocate General, appearing for the appellants, would submit that the Government has filed an appeal against the Judgment of the Civil Court.

3. The Appellate Court will consider the appeal preferred by the Government, without being influenced by any of the observations made in the order passed by the Writ Court or by us in this writ appeal. No costs. Consequently, connected miscellaneous petition is closed.

[R.S.M., J.]

[L.V.G., J.]

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NCC : Yes / No

Index : Yes / No

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