



WP(MD)No.12570 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : **11.12.2023**

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THE HONOURABLE **MR.JUSTICE N.ANAND VENKATESH**

W.P.(MD)No.12570 of 2021

Adaikkala Madha Kanniar Sabai
Rep. By Rev.Sr.Pauline Fatima Mary.

...Petitioner

/Vs./

1.The District Collector,
Tiruchirapalli District,
Tiruchirapali 620 001.

2.The Tahsildar,
Thiruverumbur Taluk,
Thiruchirappalli 620 013.

3.P.Mahendran

4.Mohan N Patel

5.Sangeetha.M

6.The Sub-Registrar,
Thiruverumbur Sub-Registrar Office,
Thiruverumbur, Tiruchirapalli District 620019.

7.The Revenue Divisional Officer,
Tiruchirappalli.

...Respondents

(R7 is suo motu impleaded vide this order dated 11.12.2023 in this petition).



WP(MD)No.12570 of 2021

PRAYER:- Petition - filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the 2nd respondent to cancel the Patta illegally issued in the name of P.Mahendran for all our lands in Survey No. 30/12A1, 30/3B, 32/10, 33/6, 33/7, 33/1A, 33/1C of Elanthappatti Village, Tiruchirapalli District based on the representation of the petitioner dated 14.11.2018.

For Petitioner : Mr.R.Edwin Sahayaraj

For Respondents : Mr.A.K.Manikkam (R1, R2, R6 & R7)

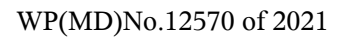
Special Government Pleader

No appearance (R3 to R5)

ORDER

This writ petition has been filed for issuance of writ of mandamus directing the second respondent to cancel the Patta illegally issued in the name of the third respondent for the lands in Survey No.30/12A1, 30/3B, 32/10, 33/6, 33/7, 33/1A, 33/1C of Elanthappatti Village, Tiruchirapalli District, based on the representation of the petitioner dated 14.11.2018.

2. The Revenue Divisional Officer, Tiruchirappalli, is suo motu impleaded as the seventh respondent in this writ petition and Mr.A.K.Manikkam, learned Special Government Pleader takes notice on behalf of the newly impleaded seventh respondent.



manner:-

Sl. No.	Survey No.	Village	Extent Acres.Cents	Patta No.
1.	30/3	Elanthapatti	0.65	417
2.	30/12	Elanthapatti	1.44	417
3.	32/10	Elanthapatti	0.65	417
4.	33/1	Elanthapatti	3.15	Old 417, New 1701
5.	33/7	Elanthapatti	0.89	417
6.	102/1B	Kanthalur	0.25	610
7.	102/1C	Kanthalur	0.51	610
8.	103/1B	Kanthalur	0.56	610

and fourth respondents.



WP(MD)No.12570 of 2021

5. The petitioner therefore made a representation to the impleaded 7th respondent seeking for cancellation of the patta that stood in the names of the third and fourth respondents. The impleaded 7th respondent directed the second respondent to conduct an enquiry and to submit a report. In the meantime, the private respondents attempted to interfere with the possession and enjoyment of the property, which resulted in a police complaint and also filing of a suit. Since there was no progress made by the second respondent, the present writ petition has been filed before this Court.

6. Heard Mr.R.Edwin Sahayaraj, learned counsel appearing for the petitioner and Mr.A.K.Manikkam, learned Special Government Pleader for the respondents 1, 2, 6 & 7.

7. Taking into consideration the facts and circumstances of the case and the materials that have been placed before this Court, there shall be a direction to the impleaded 7th respondent to conduct an enquiry after affording an opportunity to the petitioner and the respondents 3 to 5 and final orders shall be passed within a period of three months from the date of receipt of a copy of this order. The petitioner is directed to make a fresh representation to the impleaded 7th respondent along with all the relevant documents and also a copy of this



WP(MD)No.12570 of 2021

order. A copy of the same shall also be marked to the second respondent, viz., Tahsildar, Thiruverumbur Taluk, Thiruchirappalli. On receipt of the same, the enquiry shall be conducted after affording an opportunity to the petitioner and the respondents 3 to 5.

8. This writ petition is disposed with the above directions. No costs.

11.12.2023

NCC : Yes/No
Internet :Yes/No
Index :Yes/No
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WP(MD)No.12570 of 2021

N.ANAND VENKATESH, J.

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TO:-

- 1.The District Collector,
Tiruchirapalli District,
Tiruchirapali 620 001.
- 2.The Tahsildar,
Thiruverumbur Taluk,
Thiruchirappalli 620 013.
- 3.The Sub-Registrar,
Thiruverumbur Sub-Registrar Office,
Thiruverumbur, Tiruchirapalli District 620019.
- 4.The Revenue Divisional Officer,
Tiruchirappalli.

Order made in
W.P.(MD)No.12570 of 2021

Dated:
11.12.2023