



W.P(MD)Nos.19632 to 19636 of 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.12.2023

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P(MD)Nos.19632 to 19636 of 2015

and

M.P(MD)Nos.1, 1, 1, 1, 1, 2, 2, 2, 2 & 2 of 2015

W.P(MD)No.19632 of 2015:

P.Mahalingam

... Petitioner

Vs.

1.The District Collector

Madurai District,
Madurai.

2.The Revenue Divisional Officer,

Madurai District,
Madurai.

3.The Tahsildar

Madurai South Taluk,
Madurai.



W.P(MD)Nos.19632 to 19636 of 2015

4.V.Santhanam

...Respondents

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(R4 is impleaded vide Court order dated 06.07.2021
passed in W.M.P(MD)No.16881 of 2016.)

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari to call for the records of the impugned order, dated 01.09.2015 passed by the first respondent in Na.Ka.G3/30514/2015 and quash the same as illegal.

For Petitioner : Mr.J.Selvam

For Respondents : Mr.M.Sarangan - for R1 to R3
Additional Government Pleader
Ms.N.Juliet Latha – for R4

W.P(MD)No.19633 of 2015 :

A.Raghunathan

...Petitioner

Vs.

1.The District Collector
Madurai District,
Madurai.



W.P(MD)Nos.19632 to 19636 of 2015

2.The Revenue Divisional Officer,
Madurai District,
Madurai.

3.The Tahsildar
Madurai South Taluk,
Madurai.

4.V.Santhanam ...Respondents

(R4 is impleaded vide Court order dated 06.07.2021
passed in W.M.P(MD)No.16882 of 2016.)

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari to call for the records of the impugned order, dated 01.09.2015 passed by the first respondent in Na.Ka.G3/30514/2015 and quash the same as illegal.

For Petitioner : Mr.J.Selvam

For Respondents : Mr.M.Sarangan - for R1 to R3
Additional Government Pleader
Ms.N.Juliet Latha – for R4



W.P(MD)Nos.19632 to 19636 of 2015

W.P(MD)No.19634 of 2015 :

WEB COPY

R.Tamilselvi

...Petitioner

Vs.

1.The District Collector

Madurai District,

Madurai.

2.The Revenue Divisional Officer,

Madurai District,

Madurai.

3.The Tahsildar

Madurai South Taluk,

Madurai.

4.V.Santhanam

...Respondents

(R4 is impleaded vide Court order dated 06.07.2021
passed in W.M.P(MD)No.16883 of 2016.)

PRAYER: Writ Petition filed under Article 226 of the Constitution of
India, praying this Court to issue a Writ of Certiorari to call for the records



W.P(MD)Nos.19632 to 19636 of 2015

of the impugned order, dated 01.09.2015 passed by the first respondent in
Na.Ka.G3/30514/2015 and quash the same as illegal.

For Petitioner : Mr.J.Selvam

For Respondents : Mr.M.Sarangan - for R1 to R3
Additional Government Pleader
Ms.N.Juliet Latha – for R4

W.P(MD)No.19635 of 2015 :

P.Udaiyar

...Petitioner

Vs.

1.The District Collector
Madurai District,
Madurai.

2.The Revenue Divisional Officer,
Madurai District,
Madurai.

3.The Tahsildar
Madurai South Taluk,
Madurai.



W.P(MD)Nos.19632 to 19636 of 2015

4.V.Santhanam

...Respondents

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(R4 is impleaded vide Court order dated 06.07.2021
passed in W.M.P(MD)No.16884 of 2016.)

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari to call for the records of the impugned order, dated 01.09.2015 passed by the first respondent in Na.Ka.G3/30514/2015 and quash the same as illegal.

For Petitioner : Mr.J.Selvam

For Respondents : Mr.M.Sarangan - for R1 to R3
Additional Government Pleader
Ms.N.Juliet Latha – for R4

W.P(MD)No.19636 of 2015 :

C.Udaiyar

...Petitioner

Vs.

1.The District Collector
Madurai District,
Madurai.



W.P(MD)Nos.19632 to 19636 of 2015

2.The Revenue Divisional Officer,
Madurai District,
Madurai.

3.The Tahsildar
Madurai South Taluk,
Madurai.

4.V.Santhanam ...Respondents

(R4 is impleaded vide Court order dated 06.07.2021
passed in W.M.P(MD)No.16885 of 2016.)

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari to call for the records of the impugned order, dated 01.09.2015 passed by the first respondent in Na.Ka.G3/30514/2015 and quash the same as illegal.

For Petitioner : Mr.J.Selvam

For Respondents : Mr.M.Sarangan - for R1 to R3
Additional Government Pleader
Ms.N.Juliet Latha – for R4

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W.P(MD)Nos.19632 to 19636 of 2015

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COMMON ORDER

The petitioners with a grievance as against the Village Administrative Officer that he refused to receive the tax from the petitioners for the land which has been assigned to them, has filed these Writ Petitions before this Court for a Mandamus directing the District Collector to conduct an enquiry into that issue.

2. This Court, by order, dated 12.12.2014 in W.P.(MD)Nos.20246 to 20250 of 2014 has passed an order directing the District Collector to look into these issues, conduct an enquiry and to pass appropriate orders. Based on the orders, the District Collector has passed an order on 01.09.2015 and the same is under challenge in these Writ Petitions.

3. The District Collector has taken a stand that the order of assignment made in favour of these petitioners was cancelled on 03.01.2007.



W.P(MD)Nos.19632 to 19636 of 2015

WEB COPY

4. The learned counsel for the petitioners states that it is not correct and that the petitioners have not received any notice before passing this order of cancellation, dated 03.01.2007. According to them, no notice was issued to them and no enquiry was conducted. Moreover the possession is also with them.

5. Considering the rival submissions made, these Writ Petitions are disposed of, with a direction to the District Administration to furnish a copy of order, dated 03.01.2007 to these petitioners enabling them to challenge the same in the manner known to law. In the event, if the petitioners were not provided with any opportunity before passing the order, dated 03.01.2007, the petitioners can challenge the same by filing a fresh Writ Petition. No costs. Consequently, connected miscellaneous petitions are closed.

05.12.2023

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

RM



W.P(MD)Nos.19632 to 19636 of 2015

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To

- 1.The District Collector
Madurai District,
Madurai.
- 2.The Revenue Divisional Officer,
Madurai District,
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- 3.The Tahsildar
Madurai South Taluk,
Madurai.



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W.P(MD)Nos.19632 to 19636 of 2015

B.PUGALENDHI, J.

RM

W.P(MD)Nos.19632 to 19636 of 2015

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05.12.2023