



W.P(MD)No.7105 of 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 11.07.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.7105 of 2015

Karthick

... Petitioner

Vs.

1.The District Collector,
Theni District.

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

3.The Tahsildar,
Aundipatti Taluk,
Theni District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, to direct the respondents by considering the petitioner's representation dated 21.04.2015 to cancel the patta No. 6548 wrongly issued in favour of Alagarsamy, son of Rengasamy Naidu and re issued in the patta in favour of the petitioner and his brothers Kannan and Ramesh with respect to the property in S.No. 823/5 measuring about 88 cents at Thimmarasanaickanoor, Theni District.

For Petitioner : no appearance

For Respondents : Mr.D.Gandhiraj
Special Government Pleader



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ORDER

None appears for the petitioner.

2. The case is posted under the caption 'for dismissal'.

3. The petitioner seeks cancellation of patta issued in favour of one Alagarsamy. The said Alagarsamy has not been shown as the respondent in the writ petition. If the petitioner is aggrieved by the issuance of patta by the Tahsildar /R3, the petitioner can very well avail appeal remedy before the second respondent under Section 12 of the Tamil Nadu Patta Pass Book Act, 1983. The petitioner has not explained as to why he should bypass the appeal remedy. Granting liberty to the petitioner to avail appeal remedy, the Writ Petition is dismissed. I make it clear that I have not gone into the merits of the matter. No costs.

11.07.2023

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

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Theni District.

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G.R.SWAMINATHAN, J.

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