



WP (MD) No. 5740 of 2016

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.06.2023

CORAM:

THE HONOURABLE MR. JUSTICE B. PUGALENDHI

WP (MD) No. 5740 of 2016

and

WMP (MD) No. 5166, 5167 and 7399 of 2016

GRD Trust
Kalaikadhir Buildings,
963- Avinashi Road,
Coimbatore - 641 037,
represented by its Managing Trustee,
D. Padmanaban

... Petitioner

Vs

1. The District Collector,
Kokkirakulam,
Tirunelveli - 9,
Tirunelveli District.
2. The District Revenue Officer,
Revenue Divisional Office,
Kokkirakulam
Tirunelveli - 9,
Tirunelveli District.
3. The Revenue Divisional Officer,
Revenue Divisional Office,
Kokkirakulam,
Tirunelveli - 9,
Tirunelveli District.
4. The Tahsildar,
Taluk Office,
Tenkasi.



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5. The Tahsildar,
Taluk Office,
Kadaiyanallur.

6. Ramachandran

7. Narayanaier

8. Vaithiyanathan

9. Gomathiyammal

10. Pushpa

11. Lalitha

12. Ravichandran

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India for issuance of a writ of mandamus, forbearing the respondents from interfering with the peaceful possession and enjoyment of the petitioner's property situated in S.No.977/1B1B and S.No.977/1B1A measuring 50 cents and in 977/1A measuring 2.60 acres both situate in Thirumalaikolundhupuram, Kambaneri Pudukkudi Village, Tenkasi Taluk, Kadaiyanallur Sub-Registration District, Tenkasi Registration District.

For petitioner : Mr.I.Akbar MD Abdullah

For Respondent : Mr.PT.Thiraviam,

Nos.1 to 5 Government Advcoate

For Respondent : Mr.D.Selvanayagam

Nos.6 to 12



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ORDER

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This writ petition has been filed for a writ of mandamus forbearing the respondents from interfering with the peaceful possession and enjoyment of the property in dispute.

2.When the writ petition has been taken up for hearing the learned Government Advocate submits that there is a civil dispute between the petitioner and the private respondents.

3.It appears that with an apprehension that the revenue officials would grant patta to the private respondents, the petitioner has filed this writ petition. This Court is not inclined to entertain this writ petition on the grounds raised by the petitioner. Even if patta is granted to the private respondents, the petitioner can work out his remedy under the Patta Pass Book Act and before the competent civil Court.

4.Accordingly this writ petition is dismissed.



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No costs. Consequently connected miscellaneous petitions are also dismissed.

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To

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Tirunelveli -9,
Tirunelveli District.
- 3.The Revenue Divisional Officer,
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- 4.The Tahsildar,
Taluk Office,
Tenkasi.
- 5.The Tahsildar,
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B. PUGALENDHI, J.

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