



W.P(MD)No.28174 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 29.11.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.28174 of 2023

and

W.M.P.(MD)No.24271 of 2023

Nallusamy

... Petitioner

Vs.

- 1.The District Collector,
Pudukkottai.
- 2.The Special Officer,
Kalaimagal Sabha,
T. Nagar, Chennai.
- 3.The Tahsildar,
Illupur Taluk,
Pudukkottai.
- 4.The President,
Paiyur Village Panchayat,
Vilapatty Post,
Illupur Taluk,
Pudukkottai District.
- 5.The District Registrar,
Court Premises,
Pudukkottai District.



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6.The Sub-Registrar,
Illupur Taluk,
Pudukkottai 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 2nd respondent to ensure that the property comprised in SF. Nos.183/6, 183/7, 183/4, 183/5, 183/8B, 183/9B, 183/2, 183/12, 183/10A, 183/10B, 183/10C, 183/11, 183/13, 183/14, 185/4 of Pakudi Village, Illupur Taluk, Pudukkottai District sold in the Public auction in a transfer manner by considering the representation of the petitioner and dated 02.09.2023.

For Petitioner : Mr.P.Ganapathi Subramanian

For Respondents : Mr.C.Satheesh,
Govt. Advocate for R1, R3 to R6.
No appearance for R2.

ORDER

Heard learned counsel for the petitioner and the learned Government Advocate for the official respondents.

2.The petition mentioned lands are located in Pakudi village. The petitioner as the adjacent land owner is interested in buying them. But



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this Court cannot direct the second respondent to sell the same in favour of the petitioner. The petitioner's apprehension is that since patta continues to remain in the name of the vendor and has not been mutated in favour of Kalaimagal Saba, the lands may be alienated by some land grabbers by impersonating the original vendor.

3.Since the petitioner's specific claim is that the lands are belonging to Kalaimagal Saba, if any document is received by the sixth respondent covering the petition survey numbers, the sixth respondent will satisfy himself before registering the documents.

4.With this caution administered to the sixth respondent, this writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

29.11.2023

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

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G.R.SWAMINATHAN, J.

ias

To:-

- 1.The District Collector,
Pudukkottai.
- 2.The Tahsildar,
Illupur Taluk,
Pudukkottai.
- 3.The President,
Paiyur Village Panchayat,
Vilapatty Post,
Illupur Taluk,
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