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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 15.12.2023

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THE HON'BLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.29908 of 2023

Sethupathy

... Petitioner

v.

1.The Revenue Divisional Officer,
Dindigul Division,
Dindigul District.

2.The Tahsildar, Nilakottai Taluk,
Dindigul District.

3.Pandi

4.Mokkapandi

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus to direct the second respondent to cancel the Patta No.2832 which stands in the name of the father of the respondents 3 and 4 and reissue the patta with FMB sketch to the petitioner's principal within the time frame that may be stipulated by this Court.

For Petitioner : Mr.A.Robinson

For Respondents : Mr.S.Ra.Ramachandran,
for R1 and R2



ORDER

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Heard the learned counsel for the petitioner and the learned Additional Government Pleader for the respondents 1 and 2.

2. One C. Radhakrishna Menon purchased the property in question in the year 1996 vide Doc No. 1436 of 1996. Patta was issued in his favour. Subsequently, without notice to him, it was cancelled. Thereafter, patta was issued in favour of one Veerathevar. He is no more. Now the petitioner wants the said patta to be cancelled and the restoration of the same in favour of Shri. Radhakrishna Menon. The petitioner is his power agent.

3. As rightly pointed out by the learned Additional Government Pleader, in matters such as this, it would be for the first respondent to take a call. The petitioner has given an application before the first respondent on 14.11.2023. The first respondent will issue notice to the legal heirs of Veerathevar and pass an order on merits and in accordance with law within a period of twelve weeks from the date of receipt of copy of this order. I have not gone into the merits of the matter.



4.This writ petition is disposed of accordingly. No costs.

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Index : Yes / No
Internet : Yes/ No
skm

To

- 1.The Revenue Divisional Officer,
Dindigul Division,
Dindigul District.
- 2.The Tahsildar, Nilakottai Taluk,
Dindigul District.



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G.R.SWAMINATHAN, J.

SKM

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