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W.P.No.22143 of 2024.

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :06.08.2024

CORAM

THE HONOURABLE MR. JUSTICE S.SOUNTHAR

W.P No.22143 of 2024

A.Ramalingam

...Petitioner

Vs.

1. The District Collector
Kallakurichi District.

2. The District Revenue Officer,
Kallakurichi District.

3. The Revenue District Officer
Kallakurichi, Kallakurichi District.

4.The Tahsildar
Kallakurichi, Kallakurichi District.

..Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, to direct the 2nd respondent to dispose my appeal dated 24.09.2018 pending before the 2nd respondent and pass appropriate order within a time stipulated by this Court.

For Petitioner : Mr.K.Kalimuthu

For Respondents 1 to 4 : Mr.A.Selvendran
Special Government Pleader



W.P.No.22143 of 2018.

ORDER

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The petitioner herein seeks a direction to 2nd respondent to dispose of the appeal dated 24.09.2018 within a time stipulated by this Court.

2. The petitioner filed an application before the 3rd respondent for cancellation of the patta issued in the name of one Agusthin and Rashid in respect of lands situated in Survey No. 72/1 in Periyamampattu Village, Kallakurutchi District. The said application was rejected by the 3rd respondent. Aggrieved by the same, the petitioner filed an appeal before the 2nd respondent challenging the order of the 3rd respondent rejecting his application. The said appeal was filed before the 2nd respondent on 24.09.2018 and the same has not been disposed till date. Therefore, the petitioner is before this Court.

3. A.Selvendran, learned Special Government Pleader appearing for the respondents submitted that against the order passed by the 3rd respondent only revision would lie to the 2nd respondent and hence, the appeal filed by the petitioner dated 24.09.2018 would be treated as a revision and the same would be disposed of in accordance with law if the petitioner comply with the return.



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4. It is seen from the typed set of papers that the petitioner failed to file original order passed by the Revenue Divisional Officer dated 23.08.2018 which was subject matter of the challenge before the 2nd respondent along with appeal papers. Therefore, the petitioner is directed to file the original order passed by the Revenue Divisional Officer, Kallakurichi dated 23.08.2018 before the 2nd respondent within a period of four weeks from the date of receipt of copy of this order. On petitioner furnishing the original order passed by the 3rd respondent, the 2nd respondent is directed to consider the revision filed by the petitioner and dispose of the same in accordance with law within a period of eight weeks thereafter.

5. With the above directions, this writ petition is disposed of. No costs.

06.08.2024

Index : Yes/No
Internet : Yes/No
Speaking Order/Non-Speaking Order
Neutral Citation Case : Yes/No
nr



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S.SOUNTHAR, J.
nr

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To

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