



WEB COPY



W.P.No.36380 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.03.2024

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

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Boyar Sangam,
rep. by its President N.Natarajan
210A, Mariamman Kovil Street,
Kanchirapalayam, Chinnasalem,
Villupuram District-606 207.

.. Petitioner

VS

- 1.The Government of Tamil Nadu,
rep. by Secretary to Government,
Housing and Urban Development Department,
Fort St. George, Secretariat,
Chennai-600 009.
- 2.The District Collector,
Collectorate,
Villupuram.
- 3.The Executive Officer,
Vadakanathal Town Panchayat,
Villupuram District.



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4.Grama General Welfare Sangam,
rep. by its President Pasarai Balu,
Kamaraj Nagar, Kanchirapalayam,
Chinna Salem Taluk,
Villupuram District.

.. Respondents

Prayer : Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of certiorarified mandamus calling for the records of the third respondent pertaining to the Notice Na.Ka.No.A1/672/2023 dated 15.12.2023 and quash the same and consequently direct the third respondent to consider the petitioner's representation dated 27.10.20023 within a time frame.

For the Petitioner : Mr.T.Deeraj
for M/s.P.V.Law Associates

For the Respondents : Mr.T.K.Saravanan
Government Advocate
for respondents 1 to 3

ORDER

(Order of the court was made by the Hon'ble Chief Justice)

We have heard Mr.T.Deeraj, learned counsel appearing for M/s.PV Law Associates, learned counsel for the petitioner; and Mr.T.K.Saravanan, learned Government Advocate for respondents 1 to 3.



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2. It is the contention of the petitioner that the impugned notice has been issued to a dead person Raman.

3. It is not disputed by learned counsel for the petitioner that the legal heirs would be entitled to the property.

4. It is submitted that the property belongs to the petitioner Sangam. The sale deed is in favour of the Sangam.

5. Patta No.850 is issued in the name of Raman and the notice in question is only a show cause notice. According to the petitioner, the petitioner Sangam has right over the property.

6. If the petitioner Sangam has right over the property, it may reply to the show cause notice. Before passing final orders, the respondent authorities shall consider the reply that may be filed by the petitioner to the show cause notice.



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7. The writ petition, as such, is disposed of. There shall be no order as to costs. Consequently, W.M.P.No.36376 of 2023 is closed.

(S.V.G., CJ.)

(D.B.C., J.)

04.03.2024

Index : Yes/No
Neutral Citation : Yes/No
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To

- 1.The Secretary to Government,
Government of Tamil Nadu,
Housing and Urban Development Department,
Fort St. George, Secretariat,
Chennai-600 009.
- 2.The District Collector,
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THE HON'BLE CHIEF JUSTICE
AND
D.BHARATHA CHAKRAVARTHY,J.

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