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W.P.(MD)NO.2456 OF 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.02.2024

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

AND

THE HON'BLE MR.JUSTICE B.PUGALENDHI

W.P.(MD)No.2456 of 2024 AND

W.M.P.(MD)No.2465 of 2024

Padmajeelam

... Petitioner

Vs.

1. The District Collector,
O/o.District Collectorate,
Virudhunagar District.
2. The Revenue Divisional Officer,
Virudhunagar District,
Virudhunagar.
3. The Tahsildar,
Vembakottai Taluk,
Virudhunagar District.
4. The Village Administrative Officer,
Varagunamapuram Village,
Vembakottai Taluk,
Virudhunagar District.

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned order passed by the third respondent Na.Ka.A5/1551-158/2023 on 07.06.2023 and quash the same



consequently and issue patta in favour of the petitioner.

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For Petitioner : Ms.V.Sebastinal Preethi

For Respondents : Mr.K.Balasubramani,
Special Government Pleader.

* * *

ORDER

Heard both sides.

2. The petitioner seeks patta for the land comprised in survey No.64/1 in Varagunamapuram Village, Vembakottai Taluk. The petitioner's request was rejected vide memorandum dated 07.06.2023. Challenging the same, this writ petition came to be filed.

3. The learned counsel appearing for the petitioner reiterated all the contentions set out in the affidavit filed in support of the writ petition and called upon this Court to set aside the impugned memorandum and grant relief as prayed for.

4. We are not swayed by the said submission. As pointed out by the learned Special Government Pleader, as on date the land in question has been classified as "Lake". Photographs have also been produced before this Court. The learned counsel for the petitioner makes assertions to the



contrary. She would question the very character of the land attributed in the current revenue records. It is well settled that in the writ proceedings such contentious facts can not be gone into or adjudicated. It is for the petitioner to establish her claim in the manner known to law. With this liberty to the petitioner, this writ petition stands dismissed. No costs. Consequently, connected miscellaneous petition is closed.

(G.R.SWAMINATHAN, J.) & (B.PUGALENDHI, J.)
12th February 2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
PMU

To:

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