



W.P.(MD) No.10106 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.10.2024

CORAM

THE HONOURABLE Ms.JUSTICE P.T.ASHA

W.P.(MD) No.10106 of 2024

A.Angana Gounder

... Petitioner

/vs./

1.The Revenue Divisional Officer,
Office of Revenue Divisional Officer,
Palani,
Dindigul District.

2.The Tahsildar,
Taluk Office,
Ottanchathiram Taluk,
Dindigul District.

3.T.Arulsamy

4.R.Subramanian

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the 1st respondent to conduct enquiry on petitioner's representation / appeal dated 28.02.2024 and 04.04.2024 and dispose the same within a time frame fixed by this Court.



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For Petitioner : Mr.J.Senthil Kumaraiah

For R1 & R2 : Mr.B.Saravanan
Additional Government Pleader

ORDER

The above writ petition has been filed for the issue of a Writ of Mandamus directing the first respondent to conduct an enquiry on petitioner's representation/ appeal dated 28.02.2024 and 04.04.2024 and dispose of the same.

2. It is the case of the petitioner that the property in S.Nos.505, 506/1 and 507 situated at Porulur Village, Ottanchathiram Taluk, Dindigul District is his ancestral property and on 26.09.1988, the aforesaid property had been partitioned between the family members vide Doc.No.871/1988 on the file of the Sub Registrar, Keeranur, pursuant to which the petitioner was allotted the share of property in S.No.507, measuring an extent of 1.28 acres. Since then, he was in possession and enjoyment of the same and was cultivating the said land and property tax has also been paid without fail.



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3. While so, to his shock and surprise, the petitioner came to know that the property in S.No.507, which was assigned to him during partition, has been subdivided as S.Nos.507/1D, 507/1C and 507/2A and the respondents 3 and 4 have been issued with patta in patta Nos.2602 and 2819 respectively for the aforesaid property. Immediately thereafter, he made a representation to the second respondent/the Tahsildar, to cancel aforesaid pattas and to issue separate patta in his favour. Though the survey has been conducted, no effective steps were taken by the second respondent to issue separate patta. Therefore, the petitioner on 28.02.2024 and 04.04.2024 has made yet another representations to the respondents 1 and 2 requesting the the very same relief, but no action was taken. Hence, he is before this Court.

4. Heard the learned counsel on either side.

5. Considering the request of the petitioner and also the fact that the petitioner has made his representation as early as February, 2024, a Mandamus is issued to the first respondent to consider the petitioner's representations dated 28.02.2024 and 04.04.2024 and dispose of the same on merits and in accordance



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with law, within a period of 8 weeks from the date of receipt of a copy of this order.

6. With the above directions, the Writ Petition stands allowed. No costs.

Speaking : Yes / No
NCC : Yes / No
Internet : Yes / No
Index : Yes / No

23.10.2024

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To

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

2.The Tahsildar,
Taluk Office,
Ottanchathiram Taluk,
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P.T.ASHA, J.

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