



W.P.(MD) No.22287 of 2022

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.10.2024

CORAM

THE HONOURABLE Ms.JUSTICE P.T.ASHA

**W.P.(MD) No.22287 of 2022
and
W.M.P.(MD) No.16477 of 2022**

Rajalakshmi

... Petitioner

/vs./

1.The District Revenue Officer,
Pudukkottai District,
Pudukkottai.

2.The Revenue Divisional Officer,
Pudukkottai District,
Pudukkottai.

3.The Tahsildar,
Alangudi Taluk,
Pudukkottai District.

4.Sengamalam

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorari, calling for the records pertaining the order of the



W.P.(MD) No.22287 of 2022

2nd respondent proceedings in Ni.Mu.3063/2021/A4 dated 21.06.2022 and set aside the same as illegal.

For Petitioner : Mr.R.Paranjothi

For R1 to R3 : Mr.B.Saravanan
Additional Government Pleader

ORDER

The petitioner has sought to quash the order of the second respondent dated 21.06.2022 on the ground that the impugned order has been passed without notice or without giving any opportunity to the petitioner and further, the appeal has been filed by the fourth respondent for patta transfer after 29 years.

2. A perusal of the order impugned and the cover, under which it has been despatched to the petitioner, clearly shows that the impugned order had been addressed to an address, where the petitioner was not residing and the impugned order itself has been redirected to the petitioner on 01.07.2022 much after the impugned order has been passed. Therefore, it is very clear that no notice had been received by the petitioner prior to the passing of the impugned order.



W.P.(MD) No.22287 of 2022

WEB COPY

3. Therefore, on this limited ground without going into the merits of the case the Writ Petition stands allowed and the impugned order of the second respondent by his proceedings in Ni.Mu.3063/2021/A4 dated 21.06.2022 is set aside and the matter is remitted back to the second respondent for fresh disposal. The second respondent shall issue notice to the petitioner to the address given in the writ petition and shall pass orders after hearing the objections and affording personal opportunity to the petitioner. The said exercise shall be completed within a month from the date of receipt of a copy of this order. No costs. Consequently, connected Miscellaneous Petition is closed.

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

22.10.2024

mm

To

1.The District Revenue Officer,
Pudukkottai District,
Pudukkottai.

3/5



W.P.(MD) No.22287 of 2022

WEB COPY

- 2.The Revenue Divisional Officer,
Pudukkottai District,
Pudukkottai.
- 3.The Tahsildar,
Alangudi Taluk,
Pudukkottai District.



WEB COPY



W.P.(MD) No.22287 of 2022

P.T.ASHA, J.

mm

W.P.(MD) No.22287 of 2022

22.10.2024