



W.P.(MD)No.10177 of 2016

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 14.11.2024

CORAM:

THE HONOURABLE MRS.JUSTICE N.MALA

W.P.(MD)No.10177 of 2016

and

W.M.P.(MD)No.7948 of 2016

Rajagopal

... Petitioner

versus

1. The District Collector,
Trichy District,
Trichy.
2. The District Revenue Officer,
Trichy District,
Trichy.
3. The Thasildar,
Taluk Office,
Thottiyam Taluk,
Trichy District.
4. The President,
M.Puthur Village Panchayat,
Thottiyam Taluk,
Trichy District.
5. Thangammal
6. Amirtham



W.P.(MD)No.10177 of 2016

7. Selvam

8. Thangaponnu

9. Loganathan

(R5 to R9 are impleaded vide order dated 05.10.2023 in W.M.P.(MD)No. 13632/2016 in W.P.(MD)No.10177 of 2016)

... Respondents

Writ Petition filed under Article 226 of Constitution of India, seeking for the issuance of Writ of Mandamus, forbearing the respondents from continuing the construction of public service centre building of the 4th respondent in the petitioner's land in Survey No.114 and 115 in Melakaraikadu Village, Thottiyam Taluk, Trichy District.

For Petitioner	: Mr.V.Illanchezian
For R1 to R3	: Mr.R.Ragavendran, Government Advocate
For R4	: No appearance
For R5	: died
For R6 to R9	: Mr.M.Dinesh Hari Sudarsan

ORDER

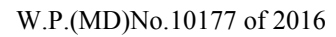
This writ petition has been filed to forbear the respondents from continuing the construction of public service centre building of the 4th respondent in the petitioner's land in Survey Nos.114 and 115 in



W.P.(MD)No.10177 of 2016

Melakaraikadu Village, Thottiyam Taluk, Trichy District, based on his representation dated 28.05.2016.

2. The petitioner and his family members are in possession and enjoyment of the lands to an extent of 6.60 cents in Survey Nos.114 and 115 in Melakaraikadu Village, Thottiyam Taluk, Trichy District and they have been cultivating the said lands for more than 75 years. The petitioner's father, during his life time, submitted an application on 31.05.1996, seeking issuance of patta for the abovesaid lands in his favour. As there was no action on the said representation, the petitioner's father filed a writ petition in W.P.No.7835 of 1996, seeking a direction to the respondents therein to issue revenue patta for the abovesaid lands. This Court, by order dated 21.01.2004, disposed of the writ petition directing the respondents therein to pass appropriate orders on the application dated 31.05.1996, within a period of 10 weeks. Despite the order of this Court, there was no action on the side of the respondents and therefore, the petitioner submitted a representation on 08.06.2015, seeking issuance of patta for the abovesaid lands. However, there was no response from the respondents and so, he filed a writ petition in W.P.(MD)No.9806 of 2015 seeking a direction to the respondents therein



3. The learned Government Advocate submits that the entire construction work was already completed and in that building, a Village Panchayat Service Centre is now functioning. Therefore, this writ petition becomes infructuous.



W.P.(MD)No.10177 of 2016

4. Since the entire construction work was already completed and in that building, a Village Panchayat Service Centre is now functioning, this Court is of the view that the prayer in the writ petition has become infructuous.

5. Accordingly, this writ petition is dismissed as infructuous. No costs. Consequently, connected miscellaneous petition is closed.

14.11.2024

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NCC : Yes / No.

Index : Yes / No.

Internet : Yes / No.

To

1. The District Collector,
Trichy District,
Trichy.
2. The District Revenue Officer,
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Trichy.
3. The Thasildar,
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W.P.(MD)No.10177 of 2016

N.MALA, J.,

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4. The President,
M.Puthur Village Panchayat,
Thottiyam Taluk,
Trichy District.

W.P.(MD)No.10177 of 2016

14.11.2024