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W.P.(MD) No.2062 of 2016

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.01.2024

CORAM:

**THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR
and
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

W.P.(MD) No.2062 of 2016

A.Sakthivel

... Petitioner

-vs-

1.The Commissioner
Land Reforms
Ezhilagam
Chepauk, Chennai-5

2.The Assistant Commissioner
Land Reforms, Race Course
K.Pudur, Madurai-7

3.The District Collector
Dindigul District

4.Semalai Gounder

5.Ponnusamy

6.Vellachamy

7.Ramasamy

... Respondents

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PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the second respondent to hold an enquiry based on the petitioner's representation dated 03.12.2015 to cancel the assignment granted in favour of the respondents 4 to 7 in Survey No.298/1 at Rajampatti Village, Palani Taluk, by the second respondent through his proceedings in M.R.IV.No.325/PLN/B2, dated 29.02.1996.

For Petitioner : Mr.D.Venkatesh

For Respondents : Mr.P.Thilakkumar
Government Pleader for R1 to R3
Mr.M.P.Senthil for R4 to R7

ORDER

[Order of the Court was made by D.KRISHNAKUMAR, J.]

Prayer in this writ petition is to direct the second respondent to hold an enquiry based on the petitioner's representation dated 03.12.2015 to cancel the assignment pattas granted by him *vide* proceedings in M.R.IV.No. 325/PLN/B2, dated 29.02.1996, in favour of the respondents 4 to 7 in respect of the land comprised in Survey No.298/1 of Rajampatti Village, Palani Taluk.



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2. The Revenue Divisional Officer, Palani, has filed a counter affidavit stating that the assignment order dated 29.02.1996, passed by the Assistant Commissioner, Land Reforms, Madurai, has been set aside by the Commissioner, Land Reforms, Chennai, *vide* proceedings dated 04.04.2001 and aggrieved by the cancellation of assignment, the assignees, including the respondents 4 to 7 herein, have filed review before the Government, under Rule 11(4) of the Tamil Nadu Land Reforms (Disposal of Surplus Land) Rules, 1965, on 17.05.2001.

3. In the light of the above order dated 04.04.2001, passed by the Commissioner, Land Reforms, Chennai, setting aside the assignment order dated 29.02.1996, passed by the Assistant Commissioner, Land Reforms, Madurai, the relief sought for by the petitioner has become infructuous and the writ petition is dismissed as infructuous. No costs.

[D.K.K., J.]

[R.V., J.]

02.01.2024

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

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