

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 19.03.2024****CORAM****THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN****W.P.(MD)No.26243 of 2022 AND**
W.M.P.(MD)Nos.20417 & 20418 of 2022

S.Ramachandran

... Petitioner

Vs.

1. The Revenue Divisional Officer,
Sivagangai,
Sivagangai District.2. The Tahsildar,
Manamadurai Taluk,
Sivagangai District.3. Jeyabharathi
4. Ramalakshmi
5. Jeyadevi
6. Muthukumari
7. Usharani
8. Indiragandhi
9. Meenakshi
10.Radha

... Respondents

Prayer: Writ petition 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 in Na.Ka.No.A1/2931/2021 dated 01.11.2022 issued by the 2nd respondent and quash the same and consequently direct the 2nd respondent to include the petitioner's name in patta No. 320 or issue separate patta in respect of S.No.72/9 (72/9B) to the extent of 52 cents, S.No. 72/5 to the extent of 55 cents, S.No. 2/1 to



the extent of 60.5 cents and S.No. 73/1 to the extent of 13 cents situated at T.Pudukottai, Manamadurai Taluk, Sivagangai District.

For Petitioner : Mr.R.Gowrishankar

For R-1 & R-2 : Mr.T.Villavankothai,
Additional Government Pleader.

For R-3 to R-5,
R-7 to R-10 : Mr.V.S.Kumaraguru

For R-6 : No appearance.

* * *

ORDER

Heard both sides.

2. The petitioner and Ramalingam are brothers. Ramalingam is no more. The grievance of the writ petitioner is that in respect of the petition mentioned four items of property, exclusive patta could not have been issued in favour of Ramalingam. He therefore sought inclusion of his name as joint pattadar. The petitioner's request was rejected by the Tahsildar, Manamadurai vide order dated 01.11.2022. The same is put to challenge in this writ petition.

3. Even though the contentions advanced by the writ petitioner are persuasive, since all the relevant materials are not before me, I relegate the petitioner to exhaust the appeal remedy. The petitioner is



permitted to file an appeal before the Revenue Divisional Officer, Sivagangai within a period of four weeks from the date of receipt of a copy of this order. If such an appeal is filed within the time limit, it should be entertained without reference to limitation. The Revenue Divisional Officer shall dispose of the matter on merits and in accordance with law within a period of three months, thereafter. The petitioner shall be given an opportunity of personal hearing by the Revenue Divisional Officer before passing final order. This writ petition stands disposed of accordingly. No costs. Consequently, connected miscellaneous petitions are closed.

19.03.2024

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

To:

1. The Revenue Divisional Officer,
Sivagangai,
Sivagangai District.
2. The Tahsildar,
Manamadurai Taluk,
Sivagangai District.



WEB COPY



4

W.P.(MD)NO.26243 OF 2022

G.R.SWAMINATHAN,J.

PMU

W.P.(MD)No.26243 of 2022

19.03.2024