



W.P(MD)No.28761 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 05.03.2024

CORAM

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
and
THE HONOURABLE MR.JUSTICE B.PUGALENDHI**

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Sri Santhana Gopala Krishnan Temple Trust,
Represented by His Trustee V.Jeyadoss,
S/o.Veeraragavan Nayakar,
Trustee of Sri Santhana Gopala Krishnan Temple Trust,
Kammuvur Madam, T.Kumaragiri,
South Veerapandiyapuram Village,
Ottapidaram Taluk,
Thoothukudi District – 628 401.

... Petitioner

Vs.

- 1.The District Collector.
Thoothukudi District.
- 2.The District Revenue Officer
Cum Additional District Magistrate,
Thoothukudi District.
- 3.The Revenue Divisional Officer,
32A, Ettaiyapuram Road,
Kovilpatti,
Thoothukudi District.



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4.The Thasildar,
Ottapidaram Taluk,
Thoothukudi District.

... Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records relating to the passing of the impugned order No.Na.Ka.D6/841726/2022 dated 25.07.2023, by the second respondent and quash the same and direct the second respondent to pass an order, granting patta and mutation of Revenue records relating to an extent 26.30 acres comprised in Old Survey No.140, New Survey No.146/1 and 146/2, excluding the portion relating to the Oorani irrigation purposes, therein situated in the village, namely, T.Kumaragiri, South Veerapandiyapuram Village, Ottapidaram Taluk, Thoothukudi District.

For Petitioner : Mr.S.Kadarkarai

For Respondents : Mr.K.Balasubramani
Special Government Pleader

ORDER

Heard both sides.

2.We are of the view that the issue raised in this writ petition has to be agitated only in a properly instituted suit.



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3.Granted liberty to the petitioner to file a suit for declaration in

respect of the petition mentioned property, this writ petition is disposed of. We make it clear that we have not gone into the merits of the matter. All the contentions of the petitioner are left open. There shall be no order as to costs.

[G.R.S., J.] [B.P., J.]
05.03.2024

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

To

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