



Writ Petition No.9105 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.03.2025

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Writ Petition No.9105 of 2025

G.Balaji

S/o.Govindaswamy

... Petitioner

Vs.

1. The District Collector
Chengalpet District

2.The District Revenue Officer
Cehngalpet District

3.Revenue Divisional Officer
Chengalpet District

4.The Tahsildar,
Tiruporur Talk,
Chengalpet District.

5.Executive Officer
Arulmigu Kandasamy Thirukoil,
Thiruporur Tk, Chengalpet District.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking issuance of a Writ of Mandamus directing the second respondent to dispose of the petitioner's review application dated 30.08.2023 to cancel the patta issued in favour of the fifth respondent and restore the name of the petitioner for the land in Survey No.144 of an extent of 4 Acres and 29 cents situated at Thiruporur Taluk, Chengalpattu District within stipulated period as fixed by this Court on merits.



WEB COPY



Writ Petition No.9105 of 2025

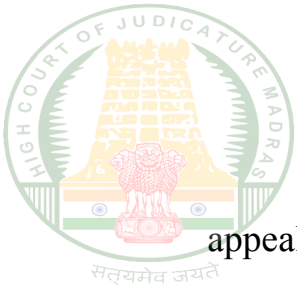
For Petitioner : Mr.Krishnasamy Chinnasamy
For Respondents : Mr.R.P.Murugan Raja
Government Advocate [R1 to R4]
Mr.K.Karthikeyan,
Government Advocate [R5]

ORDER

This writ petition has been filed seeking issuance of a writ of mandamus directing the second respondent to deal with the review application submitted by the petitioner on 30.08.2023 wherein the petitioner has sought for cancellation of the patta issued in favour of the fifth respondent and to restore the name of the petitioner in the revenue records with respect to the subject property.

2. Heard Mr.Krishnasamy Chinnasamy, learned counsel for petitioner, Mr.R.P.Murugan Raja, learned Government Advocate appearing for respondents 1 to 4 and Mr.K.Karthikeyan, learned Government Advocate appearing for fifth respondent.

3. In the considered view of this Court, the second respondent has passed the earlier order dated 07.09.2022 rejecting the claim made by the petitioner. As against the same, even in the proceedings of the second respondent, it has been specifically stated that the petitioner has to file an



Writ Petition No.9105 of 2025

appeal only before the Commissioner of Land Administration within a period of thirty days. Instead of filing an appeal, the petitioner has filed a review before the second respondent. The second respondent is not vested with the power of review and therefore, the second respondent cannot deal with the review application submitted by the petitioner.

4. In view of the above, there shall be a direction to the petitioner to file an appeal before the Commissioner of Land Administration within a period of two (2) weeks from the date of receipt of a copy of this order. On receipt of the same, the Commissioner of Land Administration shall deal with the same on its own merits and in accordance with law after affording opportunity to the fifth respondent and final orders shall be passed within a period of three (3) months from the date of receipt of the appeal petition from the petitioner. If the appeal is not filed within the time frame fixed by this Court, the petitioner will loose his right to challenge the order passed by the second respondent dated 07.09.2022.

N.ANAND VENKATESH, J

gm



Writ Petition No.9105 of 2025

This writ petition is disposed of in the above terms. No costs.

WEB COPY

18.03.2025

Neutral Citation: Yes/No
Index: Yes/no
Speaking Order/Non-Speaking Order
gm

To

1. The District Collector
Chengalpet District
2. The District Revenue Officer
Cehngalpet District
3. Revenue Divisional Officer
Chengalpet District
4. The Tahsildar,
Tiruporur Talk,
Chengalpet District.
5. Executive Officer
Arulmigu Kandasamy Thirukoil,
Thiruporur Tk, Chengalpet District.

Writ Petition No.9105 of 2025