



W.P.No.20774 of 2025

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IN THE HIGH COURT OF JUDICATURE OF MADRAS

DATED: 16.06.2025

CORAM:

THE HON'BLE MR.JUSTICE MOHAMMED SHAFFIQ

W.P.No.20774 of 2025

1. Anitha Jayakrishnan Kuniyil
2. C.Mukthi
3. Tripthi Sabareesh
4. Keerthi Cacatte

.. Petitioners

Vs.

1. The District Collector
The Collectorate Office of Puducherry
Vazhudavoor Road, Pettaiyanchathiram
Puducherry – 605 009.

2. The Deputy Collector Revenue
The Office of Deputy Collector Revenue
Mahe.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, direction to dispose of the representation dated 06.09.2024 given to the second respondent relating to the allotment of lease of land/outright purchase/on exchange basis measuring an extent of 0.02.27 HACa in R.S.No.69/6A, O.S.No.57, Mayyazhi Desom and Commune, Mahe, Puducherry District belonging to the Government of Puducherry.

For Petitioners : Mr.G.Chandrasekaran

For Respondents : Mr.V.Vasanthakumar
Addl. Govt. Pleader (Puducherry)



W.P.No.20774 of 2025

WEB COPY

ORDER

By consent of both the parties, the present writ petition is taken up for final disposal at the admission stage itself.

2. The present writ petition is filed seeking a writ of mandamus, for a direction to dispose of the representation dated 06.09.2024, given to the second respondent, relating to the allotment of lease of land/outright purchase/on exchange basis, measuring an extent of 0.02.27 HACa in R.S.No.69/6A, O.S.No.57, Mayyazhi Desom and Commune, Mahe, Puducherry District, belonging to the Government of Puducherry.

3. *Mr.G.Chandrasekaran*, learned counsel appearing for the petitioners submits that the petitioners made a joint representation on 06.09.2024, seeking allotment of lease of the land owned by the Government of Puducherry. The present writ petition is filed seeking a direction against the second respondent to consider the said representation.

4. At the outset, *Mr.V.Vasanthakumar*, learned Additional



W.P.No.20774 of 2025

WEB COPY

Government Pleader (Puducherry) appearing for the respondents would submit with the following instructions, and a copy of which was also furnished upon the learned counsel for the petitioners:

**INSTRUCTIONS ON W.P. No. 20774 of 2025 IN THE HIGH COURT JUDICATURE
AT MADRAS**

It is submitted that the Cacatte Convention Centre mentioned in the Writ Petition is jointly owned by the Petitioner Tmt.Anitha Jaykrishnan Kuniyil Wo Jaykrishnan (Late) and other 3 petitioners and was constructed in such a way that, partly in the land comprised in R.S.No.69/5A and 69/6A of Mahe Revenue Village and partly in the lands comprised in R.S.No.45/1, 45/2, 45/3, 45/4 and 46/2A of Azhiyoor Revenue Village of Kerala State which is in the form of single parcel of land. On verification of the revenue records, it is found that the alleged land at R.S.No.69/6 is having a total extent of 0.02.50 HAcA, classified as GP Land (Tharissu) of Mahe Revenue Village. On survey, it is revealed that an extent of 0.02.27 HAcA of land comprised in R.S.No.69/6A (GP Land -Tharissu) of Mahe Revenue Village is sandwiched inside the premises of Cacatte Convention Centre (i.e) the Government land falls between the private land in Mahe region and Azhiyoor Village of Kerala State of the said convention centre was encroached by the petitioner and used by the petitioner till date. The remaining portion of the land at R.S.No.69/6B with an extent of 0.00.23 HAcA was acquired for the widening of road. Thus, it is found that an extent of 0.02.27 HAcA of land comprised in R.S.No.69/6A (GP Land -Tharissu) has been encroached by the petitioner and is under the enjoyment of the Petitioner. Further, it is submitted that the Petitioner and other family members had jointly submitted an application on 09.09.2024 before the Deputy Collector (Revenue), Mahe for the allotment of the above-said portion of GP land in R.S.No.69/6A under lease. It is the prerogative of the Government to lease any GP land and the petitioner does not have any right to lease of the encroached land. The request for lease is under consideration and it will be disposed as per the prevailing rules and procedures.


(D.MOHAN KUMAR)
DEPUTY COLLECTOR (REV.)
MAHE



W.P.No.20774 of 2025

WEB COPY

5. In view thereof, the learned Additional Government Pleader (Puducherry) would submit that the petitioners' representation would be considered and disposed of, on its own merits and in accordance with law, after hearing the petitioners and any other interested parties within a period of sixteen weeks from the date of receipt of the uploaded copy of this order, which is accepted to by the learned counsel appearing for the petitioners.

6. By recording the aforesaid submissions made by the learned Additional Government Pleader (Puducherry) for the respondents, the present writ petition stands disposed of. It is made clear that this Court has not expressed any views with regard to the merits of the representation and it is open to the concerned respondent to consider the representation on its own merits and in accordance with law.



W.P.No.20774 of 2025

WEB COPY 7. W.M.P.No.23439 of 2025, petition filed to permit the petitioners to file a single writ petition, stands ordered, inasmuch as the petitioners have paid separate set of Court Fees. There shall be no order as to costs.

16.06.2025

Index:Yes/No
Speaking order/Non-speaking order
Neutral Citation: Yes/No

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To:

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W.P.No.20774 of 2025

MOHAMMED SHAFFIQ, J.

(drm)

W.P.No.20774 of 2025

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