

W.P. No.31862 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

WEB COPY

DATED : 28.08.2025

CORAM

THE HONOURABLE MR.JUSTICE MOHAMMED SHAFFIQ

W.P. No.31862 of 2025

and

W.M.P.No.35675 of 2025

K.Dhananjayan

... Petitioner

Vs.

1. The District Collector,
Office of the District Collector,
Chennai District, Chennai 600 001.

2. The Tahsildar,
O/o. Tahsildar Office,
Aminjikarai Taluk,
Chennai 600 029.

3. The Zonal Deputy Tahsildar,
O/o. Tahsildar Office,
Aminjikarai Taluk,
Chennai 600 029.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned patta transfer order dated 08.04.2025 vide T.R. No. 2025/ 0153/ 02/016989TR issued by the 3rd respondent without mutation of petitioners name as intimated by the registering authority and consequential order dated 26.06.2025, passed by the 2nd respondent rejecting his patta transfer application vide application No.2025/ 0154/ 02/ 007891 and quash the same as arbitrary and illegal, consequently direct the respondents to forthwith issue patta in his favour in respect of the property comprised in Survey No.194/1B part, Old T.S. No.4, New T.S. No.4/1, Block No.8, situated at Old Door No.12, New Door



W.P. No.31862 of 2025

No.92, Pillaiyar Kovil Street, Arumbakkam, Chennai, based on the title under the Partition Deed Doc.No.1415/ 1986, dated 05.05.1986 and Settlement Deed in Doc.No.1169/2025 dated 17.03.2025.

For Petitioner(s) : Mr.D.Murugan

For R1 to R3 : Mr.A.Selvendran
Special Government Pleader

ORDER

By consent of learned counsel on both sides, this writ petition is taken up for final disposal at the admission stage itself.

2. The present writ petition is filed challenging the impugned proceedings dated 26.06.2025, whereby petitioner's request for inclusion of his name in the patta was rejected in respect of the property comprised in Survey No.194/1B part, Old T.S. No.4, New T.S. No.4/1, Block No.8, situated at Old Door No.12, New Door No.92, Pillaiyar Kovil Street, Arumbakkam Chennai.

3. The short ground on which the impugned order dated 26.06.2025 is challenged is that the impugned order is a non speaking order inasmuch as it does not set out any reasons for rejecting the petitioner's request except to state "Parent/Linked documents are not submitted". It is submitted that the impugned order also does not set out the details of the documents which are required and

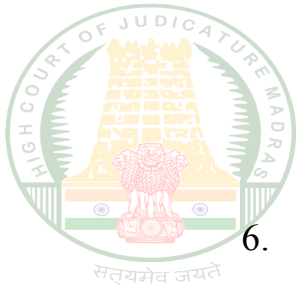


W.P. No.31862 of 2025

not submitted. In view thereof, it was submitted by the learned counsel for petitioner that the impugned order suffers from violation of principles of natural justice on the ground that it is non speaking.

4. Learned Special Government Pleader Mr.A.Selvendran appearing for respondents would submit that they would issue notice to the petitioner and thereafter consider the petitioner's request for mutation of patta in his name in respect of the subject property and pass a speaking order, after affording the petitioner and any other interested parties a reasonable opportunity of hearing.

5. In view thereof, the impugned order is set aside. The respondents are directed to issue notice to the petitioner and thereafter consider petitioner's request of mutation of patta in his name and pass a speaking order, after affording the petitioner and any other interested parties a reasonable opportunity of hearing.



W.P. No.31862 of 2025

6. Accordingly, the writ petition stands disposed of. No costs.

WEB Consequently, connected miscellaneous petition is closed.

28.08.2025

Speaking (or) Non Speaking Order

Index : Yes/ No

Neutral Citation: Yes/No

spp



WEB COPY



W.P. No.31862 of 2025

MOHAMMED SHAFFIQ, J.

spp

To:

1. The District Collector,
Office of the District Collector,
Chennai District, Chennai 600 001.
2. The Tahsildar,
O/o. Tahsildar Office,
Aminjikarai Taluk,
Chennai 600 029.

W.P. No.31862 of 2025

28.08.2025