BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.02.2025

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
and
THE HONOURABLE MR.JUSTICE M.JOTHIRAMAN

W.A.(MD)No.962 of 2021
and
C.M.P.(MD)No.7529 of 2021

S.Ramar ... Appellant / Petitioner

Vs.

1.The District Revenue Officer,
O/o.District Revenue Office,
Virudhunagar.

2.The Revenue Divisional Officer,
O/o.Revenue Divisional Office,
Sivakasi, Virudhunagar District.

3.The Thasildar,
Taluk Office,
Srivilliputhur,
Virudhunagar District.

4.M.Suresh Kannan ... Respondents / Respondents

Prayer : Writ Appeal filed under Clause XV of Letters Patent, to allow the writ appeal and set aside the order dated 11-03-2021 passed in W.P(MD).No. 5285 of 2021 on the file of this Court.

For Appellant : Mr.D.Senthil

For Respondents : Mr.G.V.Vairam Santhosh,
Addl. Government Pleader for R1 to R3.
Mr.G.Thalaimutharasu for R4.

JUDGMENT
(Judgment of the court was delivered by G.R.Swaminathan, J.)

Heard both sides.

2.It is not in dispute that the father of the appellant as well as the fourth respondent herein / Suresh Kannan purchased 2.68 acres from their respective vendors. The learned counsel for the fourth respondent is clear and categorical that he is satisfied with 2.68 acres and he is not claiming more.

3.The learned counsel for the appellant would claim that Suresh Kannan has been given excess land in the patta. This contention is denied both by the learned Additional Government Pleader as well as the learned counsel for the fourth respondent. We place on record that Suresh Kannan would be satisfied if the revenue record reflects his entitlement in respect of the subject property as 2.68 acres.

4.The learned counsel for the fourth respondent would however add that even though the appellant's father purchased 2.68 acres fro his vendor, it does not correlate with the ground reality. The appellant has to work out this aspect only before the jurisdictional District Revenue Officer in the pending appeal.

5.We direct the first respondent to dispose of the appellant's appeal on merits and in accordance with law within a period of three months from the date of receipt of a copy of this judgment.

6.This writ appeal is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

(G.R.S. J.,) & (M.J.R. J.,)
04.02.2025

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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To:

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O/o.District Revenue Office,
Virudhunagar.

2.The Revenue Divisional Officer,
O/o.Revenue Divisional Office,
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3.The Thasildar,
Taluk Office,
Srivilliputhur,
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G.R.SWAMINATHAN, J.
and
M.JOTHIRAMAN, J.

ias

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