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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-10-2026

CORAM

THE HON'BLE MR.JUSTICE K. SURENDER

WP No. 43344 of 2026

CNR:{HCMA012371322026}

Periyammal

..Petitioner(s)

Vs

1. The District Collector,
   Salem District
   salem.
2. The District Revenue Officer,
   Office of the District Revenue Officer,
   Salem,
   Salem District.

3. The Revenue Divisional Officer,
   office of Revenue Divisional Officer,
   Attur Revenue Division,
   Attur, Salem District.

4. The Tahsildar,
   Office of Tahsildar,
   Thalaivasal Taluk,
   Attur, Salem District.

..Respondent(s)

Writ Petition filed under Section 226 of Constitution of India for issuance of Writ of Mandamus to direct the respondents to consider the petitioner representation dated 05.08.2026 and consequently conduct necessary enquiry and issue separate Patta in the name of the petitioner in respect of the property measuring an extent of 11 cents comprised in S.No.171/6, the property measuring an extent of 20 cents together with 1/3rd share in the well comprised in S.No.171/8A and Property measuring an extent of 10 cents comprised in S.No.171/9, and issue joint Patta by incorporating the petitioners name in respect of her 1/3rd share in the vacant plot measuring an extent of 810 Sq.ft.

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comprised in S.No.46/1A, situated at Puthur Village, Attur Taluk, salem district on the basis of the petitioners title documents and grant such other relief may deem fit.

For Petitioner(s): Mr.K.Prabhakaran

For Respondent(s): Mr.K.Maheshwaran Additional Government Pleader

ORDER

This Writ Petition has been filed seeking direction to the respondents to consider the petitioner's representation dated 05.08.2026 and for consequential direction to conduct an enquiry and issue separate Patta in respect of the properties measuring 11 cents in S.No.171/6, 20 cents together with 1/3rd share in the well in S.No.171/8A and 10 cents in S.No.171/9, and to issue joint Patta by incorporating the petitioner's name in respect of her 1/3rd share in the vacant plot measuring 810 sq.ft. comprised in S.No.46/1A, situated at Puthur Village, Attur Taluk, Salem District.

2. The case of the petitioner is that the aforesaid properties originally belonged to her father, who, by way of a registered Settlement Deed dated 27.10.1988, bearing Document No.1220 of 1988, settled the same in her favour. Pursuant to the said settlement, the petitioner claims to have become the absolute owner of the properties and has been in possession and enjoyment thereof.

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3. It is further stated that the petitioner subsequently alienated 55 cents out of 66 cents comprised in S.No.171/6 and 59 cents comprised in S.No.171/7 in favour of one Paramasivam, by way of a registered Sale Deed dated 29.05.1991, bearing Document No.440 of 1991, registered on the file of the Sub-Registrar, Thalaivasal. The petitioner claims to have retained the remaining properties, namely, 11 cents in S.No.171/6, 20 cents together with 1/3rd share in the well in S.No.171/8A, 10 cents in S.No.171/9 and 1/3rd share in the vacant plot measuring 810 sq.ft. comprised in S.No.46/1A.

4. The grievance of the petitioner is that, despite the registered title documents, the revenue authorities have not issued separate Patta in her name in respect of the properties retained by her. It is alleged that the revenue records continue to contain erroneous entries in the names of third parties, thereby affecting her lawful rights and enjoyment of the properties.

5. In the above circumstances, the petitioner submitted a representation dated 05.08.2026 to the respondents, requesting them to verify the registered title documents, conduct an enquiry and issue separate Patta in respect of the properties exclusively belonging to her and incorporate her name in the joint Patta in respect of her 1/3rd share in the vacant plot comprised in S.No.46/1A. Since the said representation has not been considered, the petitioner has approached this Court.

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6. Heard the learned counsel for the petitioner and the learned Additional Government Pleader appearing for the respondents.

7. Considering the nature of the relief sought for by the petitioner in this writ petition, this Court, without expressing any opinion on the merits of the claim made by the petitioner, is of the view that the representation dated 05.08.2026 deserves to be considered by the competent authority, in accordance with law.

8. Accordingly, the respondents are directed to consider the petitioner's representation dated 05.08.2026, along with the relevant registered title documents and other supporting records, conduct an enquiry, if necessary, and pass appropriate orders on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order.

9. While undertaking the above exercise, the respondents shall afford an opportunity of hearing to the petitioner and all other persons who may be affected by the proposed decision.

10. It is made clear that this Court has not expressed any opinion on the merits of the petitioner's claim for issuance of Patta.

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11. With the above direction, this writ petition is disposed of. No costs.

K.SURENDER J.
29-10-2026

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

JAI
To

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