



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12-03-2026

CORAM

THE HONOURABLE MRS JUSTICE S.SRIMATHY

WP(MD) NO. 6744 of 2026

Shenbagavalli

Petitioner(s)

Vs

1. The State of Tamilnadu

Rep by its Secretary

Revenue Department

Fort St.Geroge

Chennai - 600009.

2. The District Collector

Office of the District Collector

Theni

Theni District - 625531.

3. The Sub Collector

Sub Collector Office

Thamaraikulam

Periyakulam

Theni District - 625605.

4. The Tahsildar

Office of the Tahsildar

Theni Taluk

Theni District - 625531.

Respondent(s)

For Petitioner(s): Mr.M.Murugan

For Respondent(s): Mr.T.Amjad Khan, Government Advocate

Prayer:

Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus calling for the records pertaining to the proceedings of the 3rd respondent / sub-collector Periyakulam in Na.Ka.En. 8948/2007/A1 dated 29.12.2007 insofar as it relates to and affects the petitioners land



measuring 1200 sq.ft in Survey No.178 (Town Survey No.6/5) Allinagaram Village, Theni District quash the same as illegal and void and consequently direct the 4th respondent / Tahsildar Theni Taluk, to restore the patta issued in favour of the petitioner within a time frame to be fixed by this Court.

ORDER

The present Writ Petition has been filed for the issuance of a Writ of Certiorarified Mandamus, to call for the records pertaining to the proceedings of the 3rd respondent / sub-collector Periyakulam in Na.Ka.En.8948/2007/A1 dated 29.12.2007 insofar as it relates to and affects the petitioners land measuring 1200 sq.ft in Survey No.178 (Town Survey No.6/5) Allinagaram Village, Theni District, to quash the same as illegal and void and consequently, to direct the 4th respondent / Tahsildar Theni Taluk, to restore the patta issued in favour of the petitioner within a time frame to be fixed by this Court.

2.Admittedly, there are two proceedings in RT.R.No.1301/2000-2001, dated 28.12.2001. In the Tahsildar proceedings, patta was issued to several persons in Survey Nos.178, 180 and 181, in which the petitioner is also granted patta in Survey No.178 subdivision 6/5, to an extent of 1200 square feet. After the said proceedings, subdivision number was also reassigned as 6/5B. Thereafter, one Annapillai had submitted an objection stating that the Survey No.180 to an extent of 0.57 1/2 cents and Survey No.181 to an extent of 1 acre 21.5 cents belongs to him, which was



purchased through sale deed Document No.448 of 1969, dated 12/03/1969, by the said Annapillai's husband. Therefore, she raised objection for allotting the said land to the landless poor and she sought to cancel the said proceedings. Especially, she sought to cancel only Survey No.180. Subsequently, after considering the said objection, the respondents have passed an order dated 29/12/2007 in Na.Ka.No. 8948/2007/A1. The allotment was cancelled in the said proceedings but the said proceedings unfortunately cancelled the entire allotment in Survey No.178. The Survey No.178 was not sought for cancellation by the said Annapillai. Hence, the petitioner is raising an objection.

3.The next objection by the petitioner is that even though the said Annapillai stated that Survey Nos.180 and 181 belongs to her, she sought to cancel only Survey No. 180.

4.After hearing the rival submissions, this Court is of the considered opinion when the said Annapillai has raised an objection only for Survey Nos.180 and 181, the entire proceedings for granting patta in RTR 1301/2000-2001, dated 28.12.2001 is cancelled which is erroneous. Therefore, the Tahsildar is directed to reissue the patta which was issued earlier in proceedings dated 28/12/2001. With this direction, the impugned order is set aside. The present order is passed as far as the petitioner is concerned. The said exercise shall be completed within a period of eight weeks from



the date of receipt of a copy of this order.

5. With the above observations, this Writ Petition is partly allowed. There shall be no order as to costs.

12-03-2026

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To

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