

M. Moorthy Vs. The District Collector, Dindigul District and Another

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Court : Chennai Madurai

Decided On : Jul-01-2016

Judge : M. Venugopal

Appeal No. : W.P (MD) No. 11718 of 2016

Appellant : M. Moorthy

Respondent : The District Collector, Dindigul District and Another

Judgement :

(Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the second respondent to consider the Petitioner's representation dated 6.4.2016 within the period stipulated by this Court.)

1. Heard both sides.

2.By consent of both sides, the main Writ Petition itself is taken up for final disposal.

3.No counter is filed on behalf of the Respondents.

4.The grievance of the Petitioner is that he had addressed a communication, dated 6.4.2016 to the Second Respondent/The Tahsildar, Kodaikanal Taluk, Dindigul District, praying for issuance of patta in respect of S.F.No.36/1 of Kodaikanal

Village, measuring an extent of 0.76 cents.

5.It comes to be known that the Petitioner, on numerous occasions, had submitted Petitions praying for issuance of patta and it all proved futile. Hence, he has filed the present Writ Petition.

6.Considering the fact that the Petitioner's representation, dated 6.4.2016 is pending before the Second Respondent/The Tahsildar, Kodaikanal Taluk, Dindigul District without any progress or disposal, this Court, to secure the ends of justice, directs the Second Respondent/The Tahsildar, Kodaikanal Taluk, Dindigul District to look into the representation of the Petitioner, dated 6.4.2016 and (earlier representations submitted by him, if any) within a period of two weeks from the date of receipt of a copy of this order. Thereafter, the Second Respondent/The Tahsildar, Kodaikanal Taluk, Dindigul District is to pass a reasoned speaking order on merits(by affording necessary opportunity to the Petitioner and others concerned, if any, in true letter and spirit) within a period of six weeks thereafter. In case, the Second Respondent requires any prescribed format/Petition/Application seeking issuance of patta from the Petitioner, then it is open to him to obtain the same from the Petitioner and thereafter to proceed further in the subject-matter in issue within the time determined by this Court. The Petitioner is directed to lend his assistance and co-operation to the Second Respondent in disposing of his representation, dated 6.4.2016(and the earlier representations, if any) within the time limit prescribed by this Court.

7.With the aforesaid observations and directions, the Writ Petition stands disposed of. No costs.

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