



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Special Original Jurisdiction)

Tuesday, the Thirteenth day of July Two Thousand Twenty One

PRESENT

THE HON`BLE MR JUSTICE V.BHARATHIDASAN

WP No.8969 of 2021

and WMP.No.9482 of 2021

P.NAREENDRA KUMAR

[PETITIONER IN BOTH THE PETITIONS]

Vs

1 THE PRINCIPAL COMMISSIONER, [RESPONDENTS IN BOTH THE PETITIONS]
AND COMMISSIONER OF LAND REFORMS,
CHEPAUK, CHENNAI 600 005.

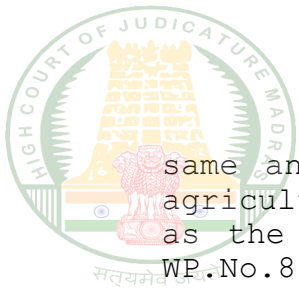
2 THE DISTRICT COLLECTOR,
DISTRICT COLLECTORATE,
THIRUVALLUR,

3 THE DISTRICT REVENUE OFFICER,
DISTRICT COLLECTORATE,
THIRUVALLUR.

4 THE REVENUE DIVISIONAL OFFICER,
REVENUE DIVISIONAL OFFICE,
J.N.RAOD,
THIRUVALLUR.

5 THE THASILDAR,
TALUK OFFICE,
THIRUVALLUR.

Writ Petitions under Article 226 of the Constitution of India praying that in these circumstances stated therein and in the respective affidavits filed therewith the High Court will be pleased to issue the Writ of Certiorarified Mandamus to call for the records pertaining to the proceedings vide Na.Ka.30495/2015/ A3 dated 12.4.2016 by the second respondent for the alleged re classification of the lands from the Dry well Irrigation type-1 to that of "Tharisu" in respect of the lands in survey Number 1137/ 1 in Pattarai Perumbudur village, Thiruvallur Taluk, Thiruvallur District quash the



same and direct the respondents to restore the "A" Register to the agricultural classification by recognizing the name of the petitioner as the owner of the above said land in survey number referred (in WP.No.8969/2021)and;

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(ii) to grant interim injunction restraining the respondents 2 to 5 from anyway dealing with or assigning the lands in Survey Number 1137/ 1 in Pattarai Perumbudur village, Thiruvallur Taluk, Thiruvallur District to any third party or divesting the same from the petitioner (in WMP.No.9482/2021) pending disposal of the writ petition 8969/2021 respectively.

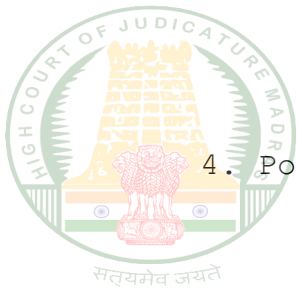
Order : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.V.MANO HAR, Advocate for the petitioner and of MR.KMD.MUHILAN Government Advocate on behalf of the Respondents the court made the following order:-

The Writ Petition has been filed challenging the order passed by the 2nd respondent District Collector, Tiruvallur rejecting the petitioner's request to reclassify the land as "tharису".

2. The grievance of the petitioner is that, earlier, the land was assigned to various persons and the petitioner had purchased the property from the legal heirs of original assignee. Thereafter, without his knowledge, the land has been classified as Government poramboke tharису. In the said circumstances, he has made an application before the respondents for reclassification of the same, which was dismissed on the ground that on violation of condition by the assignee, vide proceedings dated 02.02.1981 the Revenue Divisional Officer, Tiruvallur has cancelled the order of assignment. Thereafter, the land has been classified as Government Poramboke Tharису.

2. Mr.D.Manoharan, learned counsel appearing for petitioner would submit that, neither the petitioner nor his vendor was provided any opportunity before cancelling the assignment and no enquiry was conducted and the copy of order of cancelling the assignment was also not provided to them.

3. Considering the facts and circumstances, Mr.K.M.D.Muhilan, learned Government Advocate is directed to get instructions and also get the copy of order cancelling the assignment.



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4.. Post the matter on 22.07.2021 under the caption "for orders".

-sd/-
13/07/2021
/ TRUE COPY /

Sub-Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.

TO

1 THE PRINCIPAL COMMISSIONER,
AND COMMISSIONER OF LAND REFORMS,
CHEPAUK, CHENNAI 600 005.

2 THE DISTRICT COLLECTOR,
DISTRICT COLLECTORATE,
THIRUVALLUR,

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Order
in
WP.8969/2021
and WMP.No.9482 of 2021
Date :13/07/2021

From 26.2.2001 the Registry is issuing certified
copies of the Interim Orders in this format
SDR 16/07/2021