



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27-04-2026

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THE HONOURABLE MRS JUSTICE S.SRIMATHY

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WP(MD) NO. 8824 of 2025 and

WMP(MD)Nos.6599 and 9068 of 2025

S.Mumtaj

Petitioner(s)

Vs

1.THE DISTRICT COLLECTOR
Virudhunagar District.

2.THE DISTRICT REVENUE OFFICER
Virudhunagar District.

3.THE REVENUE DIVISIONAL OFFICER
Aruppukottai, Virudhunagar District.

4.THE TAHSILDHAR
Tiruchuli Taluk, Virudhunagar District.

5.SATHISHKUMAR

6.HEMA

7.KAVITHA

Respondent(s)

For Petitioner(s): Mr.M.Arumugam

For Respondent(s): Mr.A.Oliraja, Government Advocate for R1 to R4

Mr.R.Murugappan for R5 to R7

Prayer:

Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, calling for the records relating to the impugned order dated 07.01.2025 Ni.Mu.No. AA2/ 13630/2022 passed by the 2nd respondent and quash the same.



ORDER

The present Writ Petition has been filed for the issuance of a Writ of Certiorari, to quash the impugned order dated 07.01.2025 Ni.Mu.No.AA2/13630/2022 passed by the 2nd respondent.

2.Originally, the land to a larger extent of 40 cents belongs to the petitioner's grandfather namely, Jamal Maitheen. However, the portion of land admeasuring 20 cents was sold to some third parties. Subsequently, another 12 cents out of the 20 cents was sold to one Gurusamy through registered Doc.No.926 of 1983. The respondents 5 to 7 claim through the said Gurusamy and they are the legal heirs of the said Gurusamy. The balance 8 cents is still available. However, the petitioner submitted that the petitioner sought patta for the said 8 cents to the legal heirs of Jamal Maitheen. However, through the impugned order the official respondents have rejected the same stating that the petitioner has not produced any document and directed the petitioner to approach the Civil Court.

3.The learned Counsel appearing for the private respondents 5 to 7 submitted that even though the sale deed was executed for an extent of 12 cents, they are in occupation leaving out the 1.5 cent. The said 1.5 cents was occupied by the Government hospital. The said claims ought to be requested, since it is the land of



the petitioner.

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4. Therefore, the respondents 5 to 7 are entitled to patta only for the 12 cents based on the sale deed executed to Gurusamy and the petitioner is entitled to 8 cents. In the impugned order, it is stated that the petitioner has not produced any documents. But the above stated sale dates are sufficient to prove the petitioner's entitlement. The petitioner has also produced the death certificate and legal heir certificate of the family members. Therefore, the entire family is entitled to the property to an extent of 8 cents.

5. Therefore, the impugned order is quashed and the official respondents are directed to issue patta to the petitioner for the remaining 8 cents. As far as the 1.5 cents occupied by the Government hospital is concerned, the petitioner is at liberty to approach the Government for negotiation.

6. With the above observations, this Writ Petition is allowed. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

27-04-2026

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To

1.THE DISTRICT COLLECTOR

Virudhunagar District.

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Virudhunagar District.

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