



W.P.(MD)No.10782 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.04.2026

CORAM

THE HONOURABLE MRS.JUSTICE S.SRIMATHY

W.P(MD).No.10782 of 2026

D.Palaniyappan

... Petitioner

Vs.

1. The District Collector
Collectorate Building,
Pudukkottai - 622 303
2. The Revenue Divisional Officer
Revenue Divisional Office,
Pudukkottai - 622 303
3. The Tahsildar
Thirumayam Taluk,
Pudukkottai District.
4. The Taluk Surveyor
Thirumayam Taluk
Pudukkottai District.
5. The Revenue Inspector
Pillamangalam,
Thirumayam Taluk,
Pudukkottai District.



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6. The Village Administrative Officer
Pillamangalam,
Thirumayam Taluk
Pudukkottai District.

7. The Village Assistant
Pillamangalam,
Thirumayam Taluk
Pudukkottai District.

8. Periyakaruppan
S/o.Subbaiah
Sirathakudi Neivagal Panchayat
K.Pallivasal Post,
Thirumayam Taluk,
Pudukkottai District.

9. Subbaiah
S/o.Karupppaiah
Sirathakudi Neivagal Panchayat
K.Pallivasal Post,
Thirumayam Taluk,
Pudukkottai District.

... Respondents

(R8 and R9 are suomotu impleaded as per the order of this Court dated 17.04.2026 in WP(MD).No.10782 of 2026)

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the 2nd Respondent to consider the Petitioner's Representation dated 28.04.2023 filed as against the alleged individual Patta No. 280 for the undivided ancestral properties issued for the land located in Survey Nos. 19/7B, 18/3-A2, 28/5A, 29/1, and 80/6A, situated at



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Seerathakudi Village, Thirumayam Taluk, Pudukkottai District, and cancel the same, and register it as per the Patta No.159 document as it stood before individual Patta No. 280, within the time stipulated by this Court.

For Petitioner : Mr.M.Madhubalan
For Mr.P.Gunaseelan

For Respondents : Mr.A.Oliraja
Government Advocate
(For R1 to R7)

ORDER

This Court suo-motu impleads as Periyakaruppan, S/o.Subbaiah, Sirathakudi Neivagal Panchayat, K.Pallivasal Post, Thirumayam Taluk, Pudukkottai District and Subbaiah, S/o.Karupppaiah, Sirathakudi Neivagal Panchayat K.Pallivasal Post, Thirumayam Taluk, Pudukkottai District. as 8th and 9th respondents.

2. This Writ Petition has been filed to direct the 2nd Respondent to consider the Petitioner's Representation dated 28.04.2023 filed as against the alleged individual Patta No. 280 for the undivided ancestral properties issued for

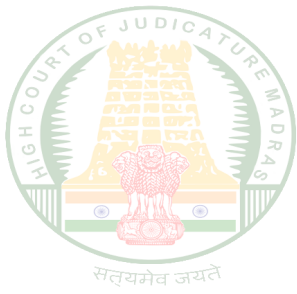


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the land located in Survey Nos. 19/7B, 18/3-A2, 28/5A, 29/1, and 80/6A, situated at Seerathakudi Village, Thirumayam Taluk, Pudukkottai District, and cancel the same, and register it as per the Patta No.159 document as it stood before individual Patta No. 280, within the time stipulated by this Court..

3. The learned counsel for the petitioner submitted that the issuance of individual Patta No. 280 in the name of one Periyakaruppan is illegal, as it was done without notifying the petitioner. He further stated that the property in question is undivided and belongs to the petitioner's father, Dhanushkodi, and his brothers—Karuppaiya, Kasi, and Subbaiah—as co-owners. After the death of the petitioner's father, the petitioner, along with his uncles Karuppaiya, Kasi, and Subbaiah, were entitled to the property, and a joint patta (Patta No. 159) was issued. However, the said Subbaiah, the petitioner's uncle, executed a settlement deed in favor of his son, Periyakaruppan, without the knowledge or consent of the other co-owners. Despite the property being undivided, the said Subbaiah intended to sell it to a third party without clearly identifying his share. The settlement deed was executed with the intention of selling the property. Aggrieved by these actions, the present petition has been filed.



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4. Heard the learned Government Advocate appearing for the respondents 1 to 7.

5. Considering the facts and circumstances of the case, this Court directs the 2nd respondent to consider the petitioner's representation dated 28.04.2023 after issuing notice to the petitioner as well as the parties involved, namely Karuppaiya, Kasi, Subbaiah, and their respective legal heirs. An enquiry should be conducted, and pass appropriate orders within four months from the date of receipt of this order.

6. It is clarified that if the parties are unable to identify and partition the suit property, the undivided share cannot be sold without the consent of the petitioner. The said Subbaiah and his son are directed not to encumber the property until the present enquiry is disposed of by the 2nd respondent. It is also emphasized that an individual patta cannot be issued without the property being partitioned. Further the respondents 8 and 9, though necessary parties to this writ petition, have not been impleaded by the petitioner. Therefore, the petitioner is



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directed to pay a sum of Rs. 1000 (Rupees One Thousand only) as cost to the
Creche attached to the Madurai Bench of the Madras High Court.

7. With these directions, this Writ Petition is disposed of .

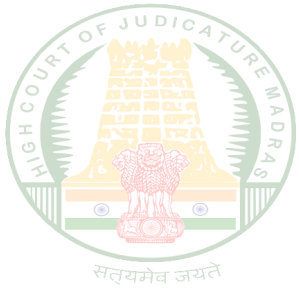
17.04.2026

Index : Yes / No
Internet : Yes
NCC : Yes / No
msrm

To

1. The District Collector
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Pudukkottai - 622 303
2. The Revenue Divisional Officer
Revenue Divisional Office,
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Thirumayam Taluk,
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4. The Taluk Surveyor
Thirumayam Taluk

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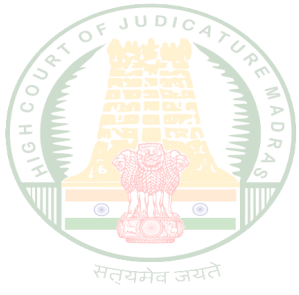


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Pudukkottai District.

5. The Revenue Inspector
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6. The Village Administrative Officer
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Thirumayam Taluk
Pudukkottai District.
7. The Village Assistant
Pillamangalam,
Thirumayam Taluk
Pudukkottai District.
8. The Government Advocate,
Madurai Bench of Madras High Court,
Madurai



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S.SRIMATHY, J

msrm

**Order made in
W.P.(MD)No.10782 of 2026**

17.04.2026