

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **30-07-2026**

CORAM

THE HONOURABLE MRS JUSTICE S.SRIMATHY

WP(MD) NO. 25564 of 2024 and

WMP(MD)Nos.21683, 21684 of 2024, 23297 of 2025 and 15346 of 2026

R.Rajeshwari

Petitioner(s)

Vs

1. The District Revenue Officer
Collectorate
Madurai

2. The Revenue Divisional Officer
Melur at Vellaripatti Village
Melur Taluk
Madurai District

3. The Tahsildar
Madurai East Taluk
Y.Othakadai
Madurai District

4. Kirubaharan

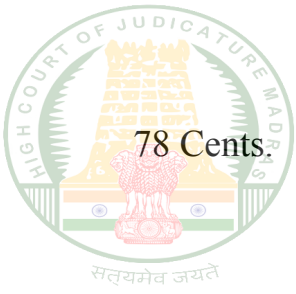
Respondent(s)

For Petitioner(s): Mr.S.A.Ajmalkhan

For Respondent(s): Mr.S.Siva Thilakar, Special Government Pleader For R1 To R3
Mr.C.Muthu Saravanan For R4

Prayer:

Writ Petition filed under Article 226 of Constitution of India, praying this Court to issue of Writ of Certiorarified Mandamus to call for the records pertaining to the impugned order in Ni.Mu.No. 48774/2020/G5 dated 16.09.2024 on the file of the 1st respondent and quash the same and consequently direct the 1st respondent to grant the joint patta in the name of legal heirs of Ramaiah pertaining to the lands in S.No. 6/3 to the extent of 0.14.5 hectares and S.No. 10/4 to the extent of 0.17.0 hectares situated at Podasapatti Village, Madurai East Taluk, Madurai District to the extent of



78 Cents

ORDER

The present Writ Petition has been filed for the issuance of a Writ of Certiorarified Mandamus, to quash the impugned order in Ni.Mu.No. 48774/2020/G5 dated 16.09.2024 on the file of the 1st respondent and consequently, to direct the 1st respondent to grant the joint patta in the name of legal heirs of Ramaiah pertaining to the lands in S.No. 6/3 to the extent of 0.14.5 hectares and S.No. 10/4 to the extent of 0.17.0 hectares situated at Podasapatti Village, Madurai East Taluk, Madurai District to the extent of 78 Cents.

2.The contention of the petitioner is that the land exclusively belongs to the petitioner's father Ramaiyah and the petitioner is tracing the same through the settlement register wherein the said Ramaiyah's name has been entered. However, on the other hand, the 4th respondent submitted that the land is an ancestral property belonging to the Periyakaruppam's family. Admittedly, the family tree as stated by the parties stated that Periyakaruppam Ambalam had married one Aayammal and they have two sons namely, Ramaiyah and Thanikodi. The petitioner is the said Ramaiyah's wife. Ramaiyah and the petitioner have three children namely, Challa Pandiyan, Kanchana and Ukirapandiyan. Thanikodi is married to Chinna Aayi and they have 2 children namely, Sumathi and Kirubakaran as their legal heirs.



3.The contention of the petitioner is that the property exclusively belongs to the petitioner's husband, since the petitioner's husband's name Ramaiyah is entered in the settlement register. The 4th respondent submitted at the time when it was entered, the the 4th respondent's father was a minor and therefore, as a head of hindu undivided family Ramaiyah's name was entered. Until the demise of the said Ramaiyah, there was no dispute. Further, the petitioner's son namely Chella Pandiyan has attested in the partition deed between the said Ramaiyah and Thanikodi's son Kirubakaran.

4.The above rival claim and the facts would clearly indicate that there is a title dispute between the parties. The issue of whether it is the individual property or whether its an hindu undivided family property has to be established. Therefore, the parties ought to approach the competent Civil Court to resolve the issue. Therefore, the impugned order cannot be interfered with.

5.The 4th respondent vehemently contended that based on the partition deed, the parties have acted on and the petitioner has already sold the properties which were allotted in the partition deed. Now, it cannot be restored in the name of the Periyakaruppam Ambalam. Therefore, this Court is not inclined to grant relief of keeping the patta in the name of Periyakaruppam Ambalam. The petitioner as well as the 4th respondent are at liberty to resolve their dispute before the competent Civil



Court.

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6. With the above observations, this Writ Petition is dismissed. There shall be no order as to costs. Consequently, W.M.P.(MD)No.15346 of 2026 is dismissed and W.M.P. (MD)Nos.21683, 21684 of 2024 and 23297 of 2025 are closed.

30-07-2026

NCC : Yes / No

Index : Yes / No

Internet : Yes

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