

IN THE HIGH COURT OF JUDICATURE AT MADRAS
 Thursday the twenty seventh day of April
 One thousand nine hundred and seventy eight

PRESENT:

The Honourable Mr. Justice Nainar Sundaram
 Civil Revision Petition No.3364 of 1974

R. Manorama	..	Petitioner (Appellant)
	Vs	
The State of Tamil Nadu represented .. by the Collector of Thanjavur.		Respondent

Petition under Section 83 of the Act 58/61 as amended and section 113 CPC praying the High Court to revise the order of the Court of the Land Tribunal Subordinate Judge, Mayuram, dated 11th October 1974 and made in CMA No.63/73 (MRI.50CM 17/70 order of the Authorised Officer (Land Reforms), Mayuram.

This petition coming on for hearing on this day upon perusing the petition, the order of the Lower Courts and the record in the case and upon hearing the arguments of Mr. N. Srivatsamani, Advocate for the petitioner and of Mr. V. Venkataswamy for Additional Government Pleader on behalf of the Respondent the Court made the following order:-

The landowner under the Tamil Nadu Act 58 of 1961 (herein-after referred to as the Act) as amended by the Tamil Nadu Act 17/70 is the petitioner in this revision. The only objection that was put forth before the Land Tribunal and which is again urged in this revision petition is that the settlement deed dated 2nd December 1969 executed by the landowner in favour of his minor son must be excluded from the holding, applying the provisions of section 21 of the Act. This contention has been rightly repelled by the Land Tribunal. The date of the settlement deed being 22nd February 1969, it cannot come within the two dates, namely 15th February 1970, 2nd October 1970 set out in section 21-A of the Act. Even otherwise, the definition of a family in Section 3(14) of the Act will take in the minor son as well as his holding. I do not find that the order of the forum below suffer any conformity in law so as to warrant interference in revision. Hence, this revision petition is dismissed. But there will be no order as to costs.

(Sd.) C.R. Gopalakrishnan,
 Assistant Registrar.

/True copy/