

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.10.2015

CORAM :

The Hon'ble MR.SANJAY KISHAN KAUL, CHIEF JUSTICE

AND

The Hon'ble MR.JUSTICE M.M.SUNDRESH

Contempt Petition No.1165 of 2015

S.Sivakumar ... Petitioner

-vs-

1.Saidai Duraisamy

The Mayor of Chennai Corporation,
Ripon Buildings,
Poonamallee High Road,
Park Town, Chennai.

2.Vikram Kapoor

The Commissioner of Chennai Corporation,
Ripon Buildings, Poonamallee High Road,
Park Town, Chennai.

3.A.Annadurai

The Assistant Commissioner of Chennai
Corporation, Zone-13 (L.B.Road),
115, Dr.Muthulakshmi Street, Adyar,
Chennai.

(Name amended as per order dated
14.10.2015 in Sub.A.No.837/2015
by CJ & MMSJ)

4.K.SamPATH Kumar

The Executive Engineer of Chennai
Corporation, Zone-13 (L.B.Road)
115, Dr.Muthulakshmi Street,
Adayar, Chennai.

.. Respondents

Petition filed under Section 11 of the Contempt of
Courts Act, 1971, to punish the respondents for the willful
violation and disobedience of the order dated 30.03.2015
made in W.P.No.2856 of 2015 on the file of this Court.

For Petitioner : Mr.T.N.Rajagopalan, S.C.
For Mr.M.Balachandar

For Respondents : Mr.P.H.Aravindh Pandian,
Addl. Advocate General
assisted by Mr.K.Soundararajan

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ORDER

(Order of the Court was made by The Hon'ble Chief Justice)

The Corporation appears to have done a somersault and has decided to reject the resolution passed by the Ward Committee.

2.Learned counsel for the petitioner states that in the original writ petition filed, various grounds were raised, but on account of concession made by the Corporation, they did not press those issues.

3.In our view, the appropriate course of action would be now for the petitioner to file a fresh petition, if so advised, which may include any of the pleas raised in the earlier writ petition or any additional plea and assail the final decision taken by the Corporation.

4.On equitable considerations, the situation which was prevailing during the period of time when the implementation of the resolution of the Ward committee was being considered, would continue to prevail for a period of

three (3) weeks from today.

5. Contempt Petition, accordingly, stands disposed of.

Sra

SD/-

DEPUTY REGISTRAR (CLAA)

//Certified to be true copy//

Dated at Madras this the day of 2015.

COURT OFFICER (O.S.)

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SS/CO/28/10/2015

One CC to Mr.K.Soundararajan, Advocate Sr.No.13319.

To

1. The Mayor of Chennai Corporation,
Ripon Buildings,
Poonamallee High Road,
Park Town, Chennai.
2. The Commissioner of Chennai Corporation,
Ripon Buildings, Poonamallee High Road,
Park Town, Chennai.
3. The Assistant Commissioner of Chennai Corporation, Zone-13 (L.B.Road),
115, Dr.Muthulakshmi Street, Adyar,
Chennai.
4. The Executive Engineer of Chennai Corporation, Zone-13 (L.B.Road)
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