

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 08-04-2015

CORAM:

THE HONOURABLE MR. JUSTICE SATISH K. AGNIHOTRI
AND
THE HONOURABLE MR. JUSTICE M. VENUGOPAL

W.P.No.10219 of 2015
and
M.P.No.1 of 2015

- 1 S.Pirayon
Partner M/s.J.P.S.Promoters No.7B
Imperial Road Thirupathiripuliyur
Cuddalore-2 Petitioner
- Vs
- 1 The Directorate of Town and
Country Planning rep. by its Director
Opp. LIC Chengalvarayan
Building IV Floor NO.807
Anna Salai Chennai-2
- 2 The Member Secretary
Cuddalore Local Planning Authority Cuddalore
- 3 The Commissioner
Cuddalore Municipality Cuddalore Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for a writ of certiorari fied mandamus to call for the records of the impugned order in Na.Ka.No.183/2015/KaU T Ku dated 26.3.2015 passed by the 2nd respondent herein and quash the same ad consequently direct the respondents to consider and pass order on the representation of the petitioner dated 3.3.2015 for approval of the revised plan

For appellants :: Mr. K. Ramani, Senior Advocate
for M/s. G.Muthukumar,
K. Manimuthu Kumarasamy,
Mannan

For respondents:: Mr. P.S. Sivashanmughasundaram,
Spl.Govt. Pleader
for RR1 & 2
Mr. R. Vijayakumar for R3

ORDER

(Order of the Court was made by SATISH K. AGNIHOTRI,J.)

With consent of both the parties, the writ petition is taken up for final hearing. The impugned order, dated 26-03-2015, is appealable under provisions of the Tamil Nadu Town and Country Planning Act, 1971. The grievance of the petitioner is that the impugned order has been passed without considering his case in proper perspective, which could be examined only by the appellate authority. However, having regard to the fact-situation, we grant status quo for a period of one week and the petitioner shall seek the interim relief as permissible under provisions of law, before the appellate authority. With these observations, the writ petition stands disposed of. No costs. The connected miscellaneous petition is also closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

glp
To

- 1 The Director, The Directorate of Town and Country Planning,
Opp. LIC Chengalvarayan Building IV Floor, NO.807
Anna Salai, Chennai-2
- 2 The Member Secretary
Cuddalore Local Planning Authority Cuddalore
- 3 The Commissioner
Cuddalore Municipality Cuddalore

+ 2 ccs to Mr.G.Muthukumar, Advocate Sr.19191

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DT (CO)
Eu 15.04.15