

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.07.2015

CORAM

The Hon'ble MR.SANJAY KISHAN KAUL, CHIEF JUSTICE
AND
The Hon'ble MR.JUSTICE T.S.SIVAGNANAM

W.P.No.19357 of 1999

Human Rights and Consumer Association,
for Rendering Efficient Service (HRCARES)
a registered Society, rep. by its President,
Mr.R.S.Mohan. .. Petitioner

-vs-

- 1.The Commissioner,
Kodaikanal Municipality,
Kodaikanal, Dindigul District.
- 2.The Local Planning Authority,
Kodaikanal, Dindigul District.
- 3.S.Santhosam
- 4.The Deputy Director,
Town & Country Planning, Madurai.
(R-4 Impleaded as per order of Court
dt.23.04.2010 in WP.2867/98, etc.) .. Respondents

Petitions filed under Article 226 of the Constitution of India praying for issue of Writ of Mandamus to direct respondents 1 and 2 to forthwith invoke their statutory powers and demolish the building structure constructed by the third respondent or any other person under his instructions or otherwise in Kodaikanal Town Survey No.18, Block No.29, Ward B on the Lower Shola Road, next to White hous, opposite to Sivasankari's house.

For Petitioner : Mr.P.K.Rajagopal

For Respondents : Mr.P.Srinivas for R-1
: Mr.S.T.S.Moorthy
Govt. Pleader for RR 2 and 4
: No appearance for R-3

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O R D E R

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

On hearing the learned counsel for the parties and perusing the records, we are of the view that this petition should be disposed of with a direction to the Municipality to look into the allegation of unauthorised construction against third respondent and proceed in accordance with law, after notice to all concerned. Necessary exercise be undertaken within three (3) months of receipt of this order.

2.Writ Petition, accordingly, stands disposed of. No costs.

Sd/-
Assistant Registrar

True Copy

Sub Assistant Registrar

To

- 1.The Commissioner,
Kodaikanal Municipality,
Kodaikanal, Dindigul District.
- 2.The Local Planning Authority,
Kodaikanal, Dindigul District.
- 3.The Deputy Director,
Town & Country Planning, Madurai.

+1 cc to Government Pleader, SR.32645

+1 cc to Mr.P.Srinivas, Advocate, SR.32483.

Msm(CO)
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