

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.06.2015

CORAM:

THE HON'BLE MR.JUSTICE SATISH K. AGNIHOTRI
AND
THE HON'BLE MR.JUSTICE M.VENUGOPAL

W.P. No.13978 of 2015

E.P. Parthasarathy

Petitioner

vs.

1 The Member Secretary
Chennai Metropolitan Development Authority
No.1, Gandhi Irwin Road
Egmore, Chennai 600 008

2 The Commissioner
Corporation of Chennai
Ripon Buildings
Chennai 600 003

3 R. Hemavathi

Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus directing the respondents 1 and 2 to remove the illegal and unauthorised construction made by the third respondent at Old Door No.59, New Door No.44, Perumal Koil Street, Saidapet, Chennai 600 015.

For petitioner Mr. S. Senthilnathan

For R1 Mr. C. Johnson

For R2 Mr. A. Nagarajan

ORDER

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

Mr. C. Johnson, learned Standing Counsel, accepts notice for the first respondent. Mr. A. Nagarajan, learned Standing Counsel, accepts notice for the second respondent.

2 By the instant writ petition, the petitioner seeks a direction to the official respondents not to allow the third respondent to have unauthorised construction in the property in

question, which is the subject matter of pending civil suit in C.S. No.200 of 2005, on the file of the XVIII Additional City Civil Court, Chennai.

3 In view of the pendency of the aforesaid civil suit in respect of the same property, we are not inclined to entertain this writ petition and pass any order, at this stage. However, liberty is reserved to the petitioner to take recourse to the Civil Court, as advised under provisions of law.

The writ petition stands disposed of with the above observation. No costs.

Cad

s/d-

Assistant Registrar(CO)

True Copy

Sub-Assistant Registrar

To

1 The Member Secretary
Chennai Metropolitan Development Authority
No.1, Gandhi Irwin Road
Egmore, Chennai 600 008

2 The Commissioner
Corporation of Chennai
Ripon Buildings
Chennai 600 003

1 cc to Mr.S.Senthil Nathan, Advocate SR 25755

1 cc to Mr.C.Johnson, Advocate, SR 25762

vgi(co)
prk11/6

सत्यमेव जयते

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