

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.09.2015

CORAM

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

AND

The Hon'ble MR.JUSTICE T.S.SIVAGNANAM

C.R.P. No.2258 of 2015

and

M.P.No.1 of 2015

A.Sundarrajan

... Petitioner

Vs.

1. Government of Tamil Nadu,
rep. by its Secretary,
Municipal Administration and Water
Supply (MA1) Department,
Secretariat, Chennai-600 009.

2. Commissioner,
Udhagamandalam Municipality,
Udhagamandalam,
The Nilgris.

... Respondents

Civil Revision Petition is filed under section 217 of T.N.district Municipalities Act, Act V of 1920 amended is TN.Act VIII /92 read with section 115 of cpc against the G.O. (Pa) No.191/M.A.1/2015, dt. 16.3.2015 and served on 06.5.2015 passed by the Principal Secretary to Government, Municipal Administration and Water Supply (M.A.1) Department, Secretariat, Chennai-600 009 in confirming the order passed by the Commissioner, Udhagamandalam Municipality in UAC No.21/98/S, dt. 21.7.2009 and signed on 10.8.2009.

For Petitioner : Mr.N.Damodaran
For Respondents : Mr.STS.Moorthy
Government Pleader
assisted by
Mr.V.R.Kamalanathan, Addl. G.P.
Mr.V.Shanmugasundaram
Government Advocate for R1
Mr.V.Radhakrishnan
Senior Counsel
for
Mr.S.Kadarkarai for R2

ORDER

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

On hearing the learned counsel for parties, we grant three (3) months' time to the petitioner to remove the second floor to bring the building in conformity with the requirement of first floor with slope roof. In case of failure of the petitioner to do the needful within the stipulated time, the second respondent-Municipality will be free to proceed on its own.

2. The Civil Revision Petition, thus, stands disposed of in terms aforesaid. No costs. Consequently, M.P.No.1 of 2015 is closed.

-Sd/-

Assistant Registrar

//True copy//

Sub Assistant Registrar

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To

1. The Secretary,
Municipal Administration and Water
Supply (MA1) Department,
Secretariat, Chennai-600 009.

2. The Commissioner,
Udhagamandalam Municipality,
Udhagamandalam,
The Nilgris.

+1 cc to Mr.S.Kadarkarai,Advocate(sr.53462)

+1 cc to Mr.N.Damodaran,Advocate(sr.53443)

C.R.P.No.2258 of 2015

VD(co)
cp 12/10/2015