

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 23-02-2015

CORAM:

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

W.P. No.33892 of 2014 and M.P. No.1 of 2014

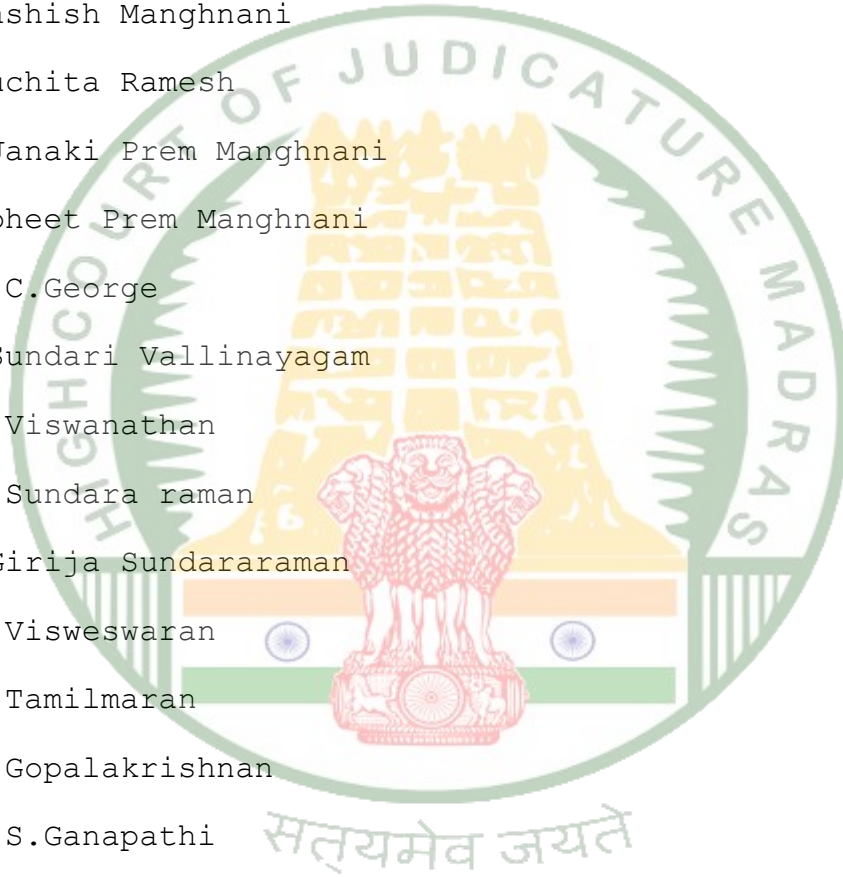
Sri Audi Kesava Perumal Peyalwar Devasthanam
represented by its Chairman
Board of Trustees
N.C. Sridhar
Kesava Perumal Koil Sannadhi Street
Mylapore
Chennai 600 004

...Petitioner

Vs.

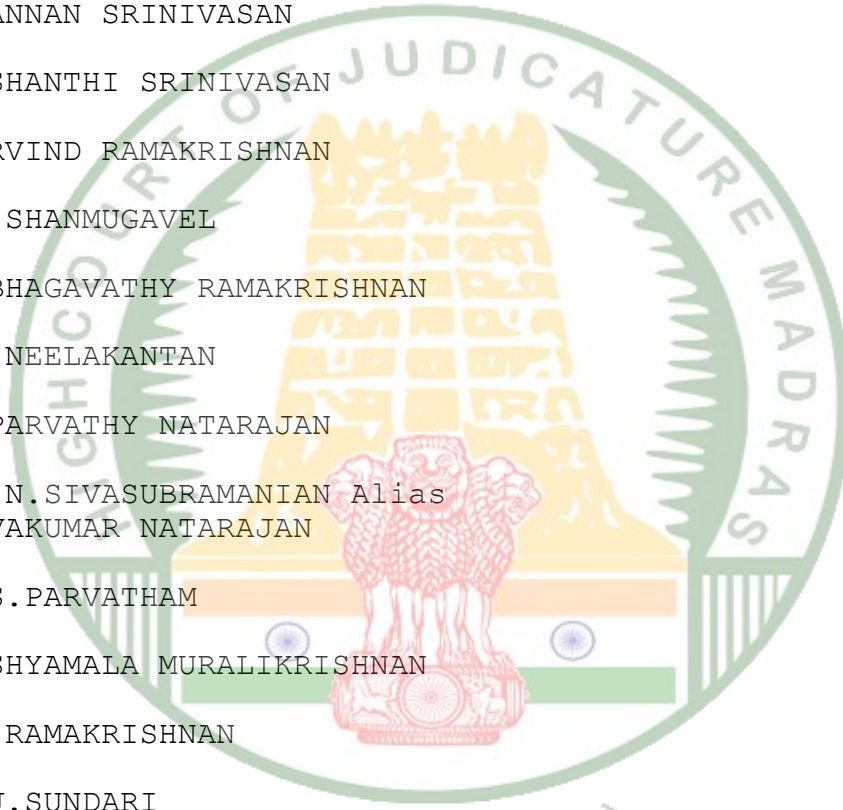
- 1 The Commissioner
Corporation of Chennai Rippon Buildings
Chennai-600 003.
- 2 The Member Secretary
Chennai Metropolitan Development Authority
Chennai-600 008.
- 3 The Commissioner
TN HR & CE Department Uttamar Gandhi Salai
Nungambakkam Chennai.
- 4 Mr.A.Rangaswami Ayyengar
- 5 Tamil Nadu Housing Board
Rep. by Managing Director
Nandanam Chennai-600 035.
- 6 Mrs.Uma Vijayakumar @ Vellat Umadevi
- 7 M.Subbiah
- 8 Mrs.P.R.Rajalakshmi
- 9 Mrs.Radhika Padmanabhan

10 P.R.Srinivas
11 Mrs.Siloo Mathew
12 Mr.Jagdish Totaram Manghnani
13 Mrs.Meena Manghanani Rupani
14 Mr.Chandru Manghnani
15 Mrs.Sumeetha R.Manghnani
16 Mr.Aashish Manghnani
17 Ms.Ruchita Ramesh
18 Mrs.Janaki Prem Manghnani
19 Mr.Abheet Prem Manghnani
20 Mr.S.C.George
21 Mrs.Sundari Vallinayagam
22 Mr.R.Viswanathan
23 Mr.S.Sundara raman
24 Mrs.Girija Sundararaman
25 Mr.R.Visweswaran
26 Mr.A.Tamilmaran
27 Mr.N.Gopalakrishnan
28 Mr.G.S.Ganapathi
29 Mr.S.Ramakumar
30 Mrs.Lalitha Ramakumar
31 Dr.Vijaya Iyer
32 Mrs.KUSUMA A.RAO



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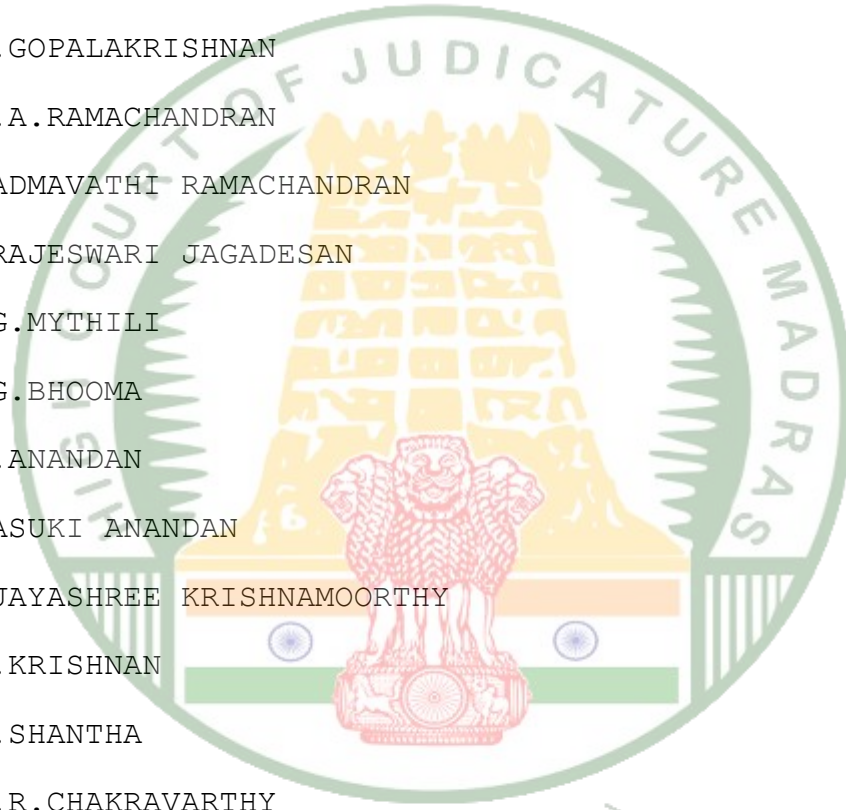
33 Mrs.LATHA A.RAO
34 Mr.TILAK A .RAO
35 Mrs.RANJANI RAMANATHAN
36 Mr.S.SANKARANARAYANAN SESHAN
37 Mr.R.VENKATACHALAM
38 Mrs.VYJANTHI MADHANAGOPAL
39 Mr.KANNAN SRINIVASAN
40 Mrs.SHANTHI SRINIVASAN
41 Mr.ARVIND RAMAKRISHNAN
42 Mr.G.SHANMUGAVEL
43 Mrs.BHAGAVATHY RAMAKRISHNAN
44 Mr.G.NEELAKANTAN
45 Mrs.PARVATHY NATARAJAN
46 Mr.T.N.SIVASUBRAMANIAN Alias
SHIVAKUMAR NATARAJAN
47 Mrs.S.PARVATHAM
48 Mrs.SHYAMALA MURALIKRISHNAN
49 Mr.S.RAMAKRISHNAN
50 Mrs.J.SUNDARI
51 Ms.DEEPTHA JANAKIRAMAN
52 Mr.SHREYAS JANAKIRAMAN
53 Mrs.S.SUNDARAMMA
54 Dr.S.RAMESH
55 Dr.SHANTHI RAMESH



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56 Mr.R.VIJAYARAGHAVAN
57 Mrs.S.SWARNALATHA
58 Mr.G.SATHIAKEERTHY
59 Mrs.S.RANI
60 Mr.S.SADASIVAN
61 Ms.S.KOTHAI SUNDARSHANA
62 Mrs.R.RENUKA RANGAN
63 Mr.K.A.SELLAMUTHU
64 Mr.S.GOPALARATNAM
65 Mrs.G.MEENAKSHI
66 Mrs.SAROJA RAGHAVAN
67 Ms.MALTI RAGHAVAN
68 Mr.R.MUTHUKRISHNAN
69 Mr.R.RAMANATHAN
70 Mrs.RAJESWARI RAMANATHAN
71 M/s.Educational Trustee Co. Pvt. Ltd.
represented by its Director, Sri. S. Parvathinathan
G-41, MIG Flats, R.K. Nagar, Chennai 600 028
72 Mrs.SHANTHI BHASKAR
73 Mrs.LAVANYA PRASAD
74 Mr.NEKKANTI HARISHCHANDRA PRASAD
75 Mr.S.R.GOPALSWAMY
76 Mrs.N.RAJESWARI
77 Mrs.UMA V.RATAN

78 Mr.A.G.RAMARATHNAM
79 Mr.S.RAMANURTHI
80 Mr.DEVESH J.PATEL
81 Mr.M.SUBRAMANIAN
82 Mrs.B.RAJALAKSHMI
83 Mr.M.KRISHNAN
84 Mr.R.GOPALAKRISHNAN
85 Mr.T.A.RAMACHANDRAN
86 Dr.PADMAVATHI RAMACHANDRAN
87 Mrs.RAJESWARI JAGADESAN
88 Mrs.G.MYTHILI
89 Mrs.G.BHOOMA
90 Dr.K.ANANDAN
91 Dr.VASUKI ANANDAN
92 Mrs.JAYASHREE KRISHNAMOORTHY
93 Mr.M.KRISHNAN
94 Dr.K.SHANTHA
95 Dr.C.R.CHAKRAVARTHY
96 Mr.P.V.SUNDARAM
97 Mrs.JANE D'SOUZA
98 Mrs.ROSHAN M.D'SOUZA Alias
ROSHAN D'SOUZA WOLFF
99 Mr.ROMULUS ARNOLD D'SOUZA



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100 Mrs.RODA KRISHNA
101 Mr.ROBIN KEVIN D'SOUZA
102 Ms.P.Vasuki
103 Mr.R.RAJKUMAR
104 Mr.S.RAMESH
105 Mr.S.SURESH
106 Mrs.LEELA KANNAN
107 Dr.C.PADMANABHAN
108 Mr.A.H.KESARI PRASAD
109 Mrs.SUDHA PRASAD
110 Mr.N.BASKARA KUMARA SHANMUGAM
Alias RAJAKUMARAN SETHUPATHY
111 Mrs.C.UMA MAHESWARI CHANDRASEKAR
112 Mrs.CHENDAMARAI KULIKARAI BRAGADEESAN
Alias K.B.CHENDAMARAI
113 Mr.T.K.P.RAJARAMAN
114 Mr.M.V.SRIRAM
115 Mr.M.A.CM.DALIL
116 Mr.ALTAf MAHAMED DALIL
117 Mrs.TASNEEM CHAGLA सत्यमेव जयते
118 Mr.G.ASHOK
119 Mrs.FOWZIA ALTHAF Alias FOWZI ALTAF BAHMANY
120 Mrs.S.LAKSHMI
121 Mr.TILAK RAJ

- 122 Mr.PRADEEP KUMAR
- 123 Mrs.S.RAMYA
- 124 Mrs.S.SARASWATHI
- 125 Mr.E.NANDAKUMAR
- 126 Mr.T.MAHESWARA PRASAD
- 127 Mr.V.G.SREEDHARAN
- 128 Mrs.G.GEETHA
- 129 Mr.S.N.SRIDHAR
- 130 Mrs.V.YEGAMMAI
- 131 Mr.B.RAMAKRISHNAN
- 132 Mr.S.HARIHARAN
- 133 Mr.T.A.RAMACHANDRAN
- 134 Smt. R. Sumathi
- 135 M/s. Larsen & Turbo Ltd.
No. 1 2nd Floor TC Building
Mount Poonamallee Road, Manapakkam, Chennai.
- 136 Bank of Baroda C-26 "G" BLOC
BANDRA CORPORATE CENTRE BANDRA KURLA COMPLEX
BANDRA (EAST) MUMBAI-51
Rep. by its Manager International Business Branch
Chennai 1
- 137 HDFC Bank
ITC Centre
No.760 Anna Salai, Chennai- 2

... Respondents

(R4 TO R137-IMPLD.AS PER ORD.DT.23/12/14 BY
NPVJ & PRSJ IN MP.2/14 IN WP.33892/14.)

Writ Petition filed under Article 226 of the Constitution of India seeking a direction to the Commissioner, Corporation of Chennai, Chennai - 3 to demolish the building and on-going construction activities unlawfully commenced in Survey No.4236 of Mylapore village, which belongs to the petitioner temple morefully described in the schedule to the accompanying petition by way of issuance of a writ of mandamus with a consequential direction to the second respondent not to issue completion certificate.

For petitioner	Mr. S. Sathyanarayanan
For R1	Mr. G. Anantharangan
For R2	Mr. N. Sampath
For R3	Mr. S. Kandasamy,
	Spl. G.P. (H.R. & C.E.)
For R5	Mr. V. Anandhamoorthy
For RR 6 to 10,	
21 to 25, 27 to 33,	
35, 36, 42, 47, 50,	
52 to 56, 58 to 60, 62 to 66	Mr. S.R. Raghunathan
68, 72, 75, 76, 78,	
80 to 82, 84 to 86, 88, 89,	
94 to 96, 102 to 104,	
107 to 109, 112 to 118,	
120 to 123, 125 to 130 &	
133	
For R4, RR 11 to 20, 26,	
34, 37 to 41, 43 to 49, 51, 57, 61,	
67, 69 to 71, 73, 74, 77, 79, 83,	No appearance
87, 90, 91 to 93, 97 to 101,	
105, 106, 111, 119, 124,	
131, 132, 134 to 137	

सत्यमेव जयते
ORDER

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

The learned counsel for the petitioner seeks permission of this Court to withdraw the writ petition with liberty to approach the Civil Court and he has also made an endorsement to that effect.

2 In view of the above submission and endorsement made by the learned counsel for the petitioner, this writ petition is dismissed

as withdrawn, with liberty to take recourse to the appropriate forum, if so advised. No costs. Connected Miscellaneous Petition is closed.

Sd/-
Asst. Registrar

/true copy/

Sub Asst. Registrar.

Cad

To

- 1 The Commissioner
Corporation of Chennai
Rippon Buildings
Chennai-600 003.
- 2 The Member Secretary
Chennai Metropolitan Development Authority
Chennai-600 008.
- 3 The Commissioner
TN HR & CE Department
Uttamar Gandhi Salai
Nungambakkam Chennai.5
- 4 The Managing Director
Tamil Nadu Housing Board
Nandanam Chennai-600 035.

+1cc to Mr.A.Nagarajan, Advocate, S.R.No.10210
+3cc to Mr.S.R.Rajagopal, Advocate, S.R.No.10057
+1cc to M/s.V.AnandhaMurthy, Advocate, S.R.No.9842
+1cc to M/s.N.Sampath, Advocate, S.R.No.9692
+1cc to Mr.S.Sathyanarayanan, Advocate, S.R.No.10107
+1cc to the Government Pleader, S.R.No.10007

AD(CO)
CA(27/02/2015)

W.P. No.33892 of 2014