

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24-06-2015

CORAM

THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN

WRIT PETITION No.18167 of 2015

M.Janarthanan

.. Petitioner

vs

1.The Managing Director
Tamil Nadu Slum Clearance Board
No.5, Kamarajar Salai
Chennai 600 005

2.The Public Information Officer
Estate Officer
Estate Office III
Tamil Nadu Slum Clearance Board
Chennai 600 040

.. Respondents

Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of mandamus directing the first respondent to consider the petitioner's representation dated 31.3.2014, and to direct the 1st respondent execute the sale deed in respect of the property situated at No.7/10, Plot No.588, Thiruvalluvar 2nd Street, Periyar Nagar, Thiruninravur, Poonamalli Taluk, Thiruvallur District, comprised in Survey No.588, measuring to an extent of 809 sq. ft. to the petitioner within a stipulated time.

For Petitioner : Mr.S.Veeraraghavan

For Respondents : Mr.B.Kesavan

ORDER

By consent, the writ petition itself is taken up for final disposal.

2.The petitioner would state that he has paid the entire amount of Rs.5,267/- in favour of the first respondent, with regard to the allotment of a house bearing Door No.7/10 - Plot No.588, Thiruvalluvar 2nd Street, Periyar Nagar, Thiruninravur, Poonamalli Taluk, Thiruvalluvar District, admeasuring to an extent of 809 square feet, in Survey No.588. The grievance expressed by him, is that in spite of such a payment, the sale deed has not been executed in his favour, and in this regard, he also submitted a representation dated 31.3.2014, to the first respondent, who, in turn, vide reply dated 2.5.2014, under the Right To Information Act, has informed him that for taking appropriate steps, a report has been forwarded to the Estate Office III, Thirumangalam, Chennai, on 9.4.2014, and on response, further orders will be passed and since no response is forthcoming, he came forward to file this writ petition.

3.The learned Counsel appearing for the petitioner, would submit that nothing had happened after May, 2014, and the petitioner has also submitted a reminder on 17.6.2014, to the first respondent and also sought information under the Right To Information Act, and they sent a reply stating that a proposal has been forwarded to the Estate Officer. Therefore, the learned Counsel appearing for the petitioner, prays for appropriate orders directing the first respondent to execute the sale deed in his favour.

4.The Court heard the submissions of Mr.B.Kesavan, learned Counsel, who accepted notice on behalf of the respondents, also.

5.This Court, taking into consideration the above facts and circumstances and also the limited scope of prayer sought for by the petitioner, and without going into the merits of the same, directs the respondents 1 and 2 to consider and dispose of the petitioner's representation dated 17.6.2014, on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order and communicate the decision taken, to the petitioner. The writ petition is disposed of. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

nsv

To:

1.The Managing Director
Tamil Nadu Slum Clearance Board
No.5, Kamarajar Salai
Chennai 600 005

2.The Public Information Officer
Estate Officer
Estate Office III
Tamil Nadu Slum Clearance Board
Chennai 600 040

1 cc to Mr.S.Veeraraghavan, Advocate sr.31091

W.P.No.18167 of 2015

VSN(CO)

EU 07.07.15