

IN THE HIGH COURT OF JUDICATURE AT MADRAS

CORAM

DATED : 21.09.2015

THE HON'BLE MR.JUSTICE N.KIRUBAKARAN

W.P.No.27619 of 2015

M.Thirumurugan

.. Petitioner

Vs.

1. The Director,
Directorate of Town and Country Planning,
Anna Salai,
Chennai - 600 002.

2. The Commissioner,
Udhagamandalam Municipality,
Nilgiris - 643 212.

.. Respondents

Prayer : Writ Petition has been filed under Article 226 of the Constitution of India praying for issuance of a writ of Mandamus to direct the second respondent/Udhagamandalam Municipality to consider the representation of the petitioner, dated 23.07.2015.

For the petitioner : Mr.G.Thyagarajan

For the Respondents 1 & 2 : Mr.V.Jayaprakash Narayanan
Special Government Pleader

ORDER

The petitioner purchased 0.03 acres out of 1.27 acres comprised in S.F.No.986 in Re Survey No. J/11/102 & 99, Udhagamandalam Town, by virtue of Sale Deed, dated 11.11.2007. The petitioner applied for building plan approval to the second respondent/Udhagamandalam Municipality in the said property. He also obtained No Objection Certificate from the District Forest Officer and Geo Tech and Agricultural Engineering Department. Since, no building plan approval was given, the petitioner has made a representation to the second respondent/Udhagamandalam Municipality on 23.07.2015. Till date, the said representation has not been disposed of by the second respondent. Hence, the petitioner before this Court.

2. Heard Mr.G.Thyagarajan, learned counsel appearing for the petitioner and Mr.V.Jayaprakash Narayanan, learned Special Government Pleader for respondents 1 and 2.

3. Since, the petitioner applied for building plan approval and the same has not been considered, he gave a representation to the second respondent on 23.07.2015. Admittedly, the said representation has not been considered.

4. In view of the above, without going into the merits of the opinion, this Court directs the second respondent to consider the petitioner's representation and pass orders within a period of two weeks from the date of receipt of a copy of this order. The Writ Petition is disposed of with the above direction. No costs.

-s/d-

Assistant Registrar(J)

dt:8/10/2015

True Copy

Sub-Assistant Registrar

adl

To

1. The Director,
Directorate of Town and Country Planning,
Anna Salai,
Chennai - 600 002.

2. The Commissioner,
Udhagamandalam Municipality,
Nilgiris - 643 212.

+1 cc to Mr.G.Thiyagarajan Advocate sr.51477

+1 cc to Government pleader sr.51869

सत्यमेव जयते

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