

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 10-04-2015

CORAM:

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

Writ Petition No.18732 of 2014
and
M.P.No.1 of 2015

E. Chandrasekar

Petitioner

Vs.

1. The Member Secretary cum Chairman
Chennai Metropolitan Development
Authority, Chennai 8
 - 2 The Commissioner
Corporation of Chennai Rippon Buildings
Park Town Chennai-3.
 - 3 The Executive Engineer
Corporation of Chennai Zonal Office-IX No.
1 Lake Area Near Tennis Stadium 4th Cross
Street Nungambakkam Chennai-34
 - 4 K.Sridharan
S/o.M.Kannan No.22 General Swamy Street
Triplicane Chennai-5
- Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for a writ of mandamus to direct the respondents 1 to 3 to take action against the violations in constructing the superstructure by the 4th respondent at Old No.21, New No.22 General Swamy Street, Triplicane, Chennai-5 in accordance with law

For petitioner :: Mr. M.L. Ramesh
For respondents :: Mr. K. Raja Srinivas for R1
Mr. K. Soundararajan for RR2 and 3
Mr. R. Mohan for R4

ORDER

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

Seeking a direction to the respondent Nos.1 to 3 to take appropriate action against the violations in constructing the

superstructure by the 4th respondent at Old No.21, New No.22 General Swamy Street, Triplicane, Chennai-5 in accordance with law, the petitioner has come up with the instant petition.

2. In response to the notice, the third respondent has filed an affidavit stating therein that there are certain deviations found on inspection in the premises on 11-03-2015. Thereafter, a stop work notice has been issued to the fourth respondent under Section 56 and 57 read with Section 85 of the Tamil Nadu Town and Country Planning Act, 1971 on 12-03-2015 to which according to the learned counsel for the fourth respondent reply along with the sanction plan has been filed.

3. In view of that, the authorities are directed to examine the reply filed by the learned counsel for the fourth respondent and take appropriate action, on merits and in accordance with law within a time prescribed under the statute. The writ petition is disposed of, accordingly. No costs. The connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

glp

To

1. The Member Secretary cum Chairman
Chennai Metropolitan Development
Authority, Chennai 8
- 2 The Commissioner
Corporation of Chennai Rippon Buildings
Park Town Chennai-3.
- 3 The Executive Engineer
Corporation of Chennai Zonal Office-IX No.
1 Lake Area Near Tennis Stadium 4th Cross
Street Nungambakkam Chennai-34.

- 1 cc to Mr. M.L. Ramesh ,Advocate, SR.No.201237
1 cc to Mr. K. Soundararajan ,Advocate, SR.No.20033
1 cc to Mr. R. Mohan ,Advocate, SR.No.19807

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j sv (co) pmk.21.4.2015