

In the High Court of Judicature at Madras

Dated: 12.10.2015

Coram:

The Honourable Mr. SANJAY KISHAN KAUL, Chief Justice
and
The Honourable Mr. Justice T.S.SIVAGNANAM

Writ Petition No. 32399 of 2015
and M.P. No. 1 of 2015

Thanickachalam Nagar East
& Srinivasa Nagar Residents Welfare Assn.
rep. by its President Mr.D.Kasithangam
Thanikachalam Nagar, Ponnamman Medu Post
Chennai - 600 110. .. Petitioner

vs.

1. The Commissioner
Chennai Corporation
Rippon Buildings, Chennai-600003.
2. The Zonal Officer
Zone-3, Division 33
Chennai Corporation
Madhavaram, Chennai 600 060.
3. The Metropolitan Transport Corporation
rep. by its Managing Director
Pallavan House, Chennai - 600 002.
4. The Inspector of Police
M-1 Madhavaram Police Station
Madhavaram, Chennai 600060.

.. Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue Writs of Mandamus, directing respondents 1 and 2 to complete the procedure of handing over the larger extent of 120' x 130' comprised in Survey No.1160/2C Part, forming part of the larger extent of the layout called Thanickachalam Nagar and consequently direct the 3rd respondent to establish proper bus terminus and ply bus routes in all four directions continuously throughout all days, based on the petitioner's representation dated 08.08.2015 within the time frame to be stipulated by this Honourable Court.

For Petitioner : Mr. T.S. Rajamohan
For Respondents : Mr. K. Soundararajan
Standing Counsel for R1 and R2
Mr. V.R. Kamalanathan
Addl. Govt. Pleader for R3
Mr. V. Shanmughasundar
Government Advocate for R4.

O R D E R

(Made by The Hon'ble The Chief Justice)

We are not inclined to entertain the public interest litigation on location of bus stands which fall within the municipal and administrative domain of functions. The High Court cannot take over these aspects, especially when we have a policy of elections of representatives at various levels and such elections require participation of the residents. It is their job to look into these aspects.

2. We may, however, note that the petitioner has made a representation dated 08.08.2015. The petitioner certainly has right for the representation to be considered and dealt with and we expect the authorities concerned, namely respondents 2 and 3, to deal with the representation dated 08.08.2015 in a time bound manner, preferably within a month from the receipt of this order.

3. We are, however, not inclined to permit any further public interest litigation on this issue.

4. The writ petition is disposed of with the aforesaid directions. No costs. Consequently, M.P. No. 1 of 2015 is closed.

Sd/-

Asst.Registrar (CS II)

/true copy/

Sub Asst. Registrar

ATR

Copies to;

1. The Commissioner
Chennai Corporation
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2. The Zonal Officer
Zone-3, Division 33
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2 ccs to M/s.t.S. Rajamohan, Advocate, Sr. 55753
1 cc to Government Pleader, Sr. 55708

W.P. No. 32399 of 2015

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