

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.02.2015

CORAM

THE HONOURABLE MR. JUSTICE S.VAIDYANATHAN

W.P.NO.3709 OF 2015
and M.P.Nos.1 and 2 of 2015

M.M.Sheik Abdul Khader

... Petitioner

Versus

1. The Managing Director,
Chennai Metropolitan Water Supply
and Sewerage Board,
No.1, Pumping Station Road,
Chindadripet, Chennai - 600 002.

2. The Area Engineer-V,
Chennai Metropolitan Water Supply
and Sewerage Board,
No.1, M.C.Road, Chennai - 600 021.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of Writ of Certiorari calling for the records pertaining to the second respondents impugned Letter No.CMWSSB/Area.V/DAE-13/Depot-60/Spl/2014-15, dated 29.01.2015 issued in the name of the petitioner's deceased father Mr.S.K.M.Mohideen Maraicaair for the premises bearing door No.58, Mannadi Street, George Town, Chennai - 600 001, by demanding a sum of Rs.18,84,738/- in CMC No.05/060/01899/000 and quash the same.

For Petitioner : Mr.M.Kumaraswami
For Respondents : Mr.Jothi Kumaran
Standing Counsel

O R D E R

The petitioner has come forward with this petition seeking to quash the impugned Letter of the second respondent in No.CMWSSB/Area.V/DAE-13/Depot/Spl/2014-15, dated 29.01.2015.

2. Admittedly in this case, notices has been served on a dead person. Hence, the impugned order is liable to be set aside on this

ground. Accordingly, the impugned order is set aside. This Court makes it very clear that the legal heirs of the petitioner shall furnish the full particulars, including their residential address, E-Mail ID and Cell Phone Number, etc. to enable the authorities to communicate to the legal-heirs about the due amount of metro water and sewerage taxes and Sewerage charges.

3. In case the legal-heirs of the deceased person fail to give the details, as directed above, it is open to the authorities to proceed in accordance with law. It is the duty of the petitioner, who has sworn the affidavit in this writ petition, to communicate all the particulars to the respondent Board within a period of 15 days from the date of receipt of a copy of this order.

4. With the above directions, this writ petition is disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-
Asst. Registrar

/true copy/

Sub Asst. Registrar.

gg

To

1. The Managing Director,
Chennai Metropolitan Water Supply
and Sewerage Board,
No.1, Pumping Station Road,
Chindadripet, Chennai - 600 002.

2. The Area Engineer-V,
Chennai Metropolitan Water Supply
and Sewerage Board,
No.1, M.C.Road, Chennai - 600 021.

+1cc to Mr.M.Jothi Kumar, Advocate, S.R.No.9533
+1cc to Mr.M.Kumaraswami, Advocate, S.R.No.8814

W.P.NO.3709 OF 2015

MG(CO)
CA(04/03/2015)