

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 17.03.2015

CORAM

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

WP.No.7374 of 2015 & MP.No.1 of 2015

R.V.Narasiman
rep.by his power Agent
A. Ravichandran

..Petitioner

Versus

- 1.The Director/Commissioner
Town and Country Planning
Anna Salai, Chennai.
- 2.The Assistant Director
Town and Country Planning
Chengalpattu Division,
chengalpattu, Kancheepuram District.
- 3.The District Collector
Kancheepuram District,
Kancheepuram.
- 4.The Assistant Director [Panchayat]
Kancheepuram District, Kancheepuram.
- 5.The Block Development Officer,
Kundrathur Panchayat Union
Padappai, Kancheepuram District.
- 6.The Panchayat President
Vadakkupattu Patharvadi Village
Panchayat, Vadakkupattu, Sriperumpudur
Taluk, Kancheepuram District.
- 7.The Sub Registrar
Walajahbad, Kancheepuram District.
- 8.The Inspector of Police
Oragadam Police Station
Kancheepuram District.
- 9.S.V.Ramani
- 10.Tmt Sarojramani

11.V.Chandrasekar
12.M.Balakrishnan
13.S.Andavan

.. Respondents

Writ petition filed under Article 226 of the Constitution of India praying for a writ of mandamus directing the respondents 1 to 5 to take action against the respondents 9 to 13 for their illegal approval of the land and layout the land in Survey No.5/1, 5/2, 6/1, 6/2. 7/1A1, 7/1A Patta No.10 situated at Patharvadi village, Kundrathur Panchayat Union, Sriperumbudur Taluk, Kancheepuram District.

For Petitioner : Mr.A.Chandrasekar
For RR 1 to 8 : Mr.V.Jayaprakash Narayanan, Spl.GP

ORDER

Heard Mr.A.Chandrasekar, learned counsel for the petitioner and Mr.V.Jayaprakash Narayanan, learned Special Government Pleader accepting notice on behalf of the respondents 1 to 8 and with their consent, the writ petition is disposed of at the admission stage itself.

2.The petitioner has filed this writ petition seeking direction to the respondents 1 to 5 to initiate action against the respondents 9 to 13/private respondents who have got the approval of the lands in question illegally and to cancel the same.

3.The allegation against the private respondents is that the documents based on which they claim title to the property in question are invalid documents. Obviously, this issue cannot be adjudicated by the Assistant Director, Town and Country Planning or the revenue officials. Therefore, if the petitioner states that the documents which the respondents 9 to 13 rely upon are illegal documents, then the petitioner has to approach the Civil Court of competent jurisdiction for necessary orders and it is only thereafter, the petitioner can approach the revenue officials and the Town and Country Planning Authorities.

4.Hence, at this stage of the matter, the relief sought for cannot be granted and the writ petition is disposed of with the above observation. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

AP

To

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- 8.The Inspector of Police
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Kancheepuram District.

+ 1 cc Government Pleader Sr.14779

PUR (CO)
EU 30.03.2015

WP.No.7374 of 2015

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