

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :01.4.2015

CORAM

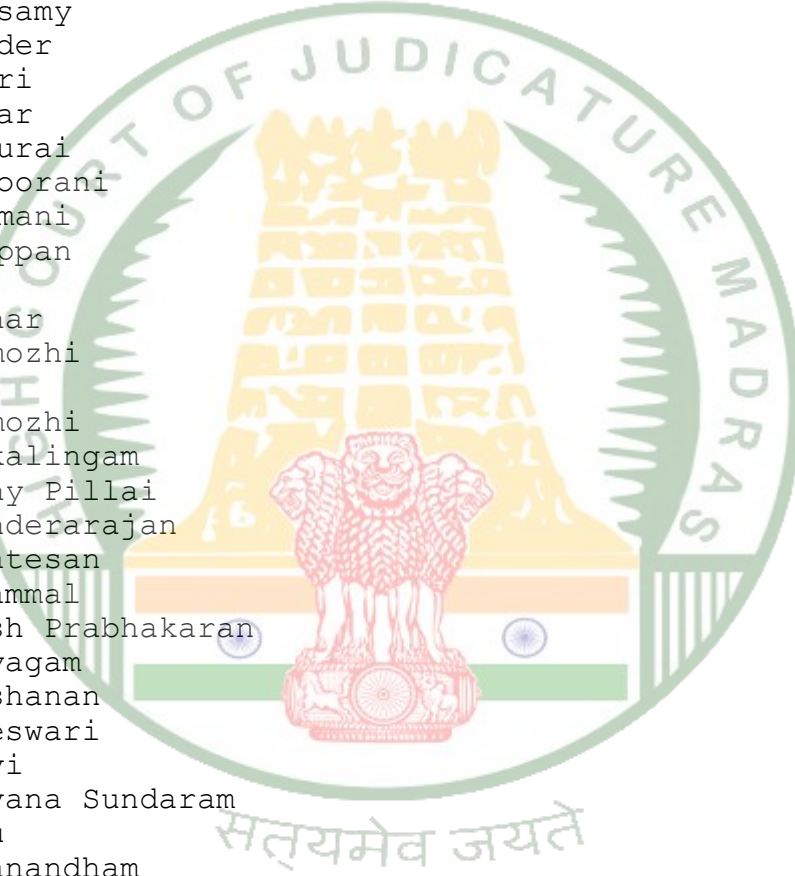
THE HONOURABLE MR.JUSTICE S.VAIDYANATHAN

W.P.No.9515 of 2015

and

MP.No.1 of 2015

1. M.Kuppusamy
2. M.Alexander
3. S.Pakkiri
4. M.Bhaskar
5. P.Annadurai
6. V.Annapoorani
7. M.Selvamani
8. P.Dhanappan
9. M.Jaya
10. M.Sridhar
11. V.Thenmozhi
12. S.Arul
13. S.Manimozhi
14. M.Chockalingam
15. V.Murthy Pillai
16. B.S.Sunderarajan
17. M.Venkatesan
18. M.Mariammal
19. K.Aadish Prabhakaran
20. S.Vinayagam
21. R.Vibushanan
22. S.Kotteswari
23. M.Annavi
24. A.Saravana Sundaram
25. M.Muthu
26. M.Jeevanandham
27. P.Santha
28. E.Eagambaram
29. M.Devaraj
30. D.Rani
31. M.Pandurangan
32. S.Viji
33. R.Srinivasan
34. M.Ramasamy
35. B.Shankar Ganesh
36. V.Elangovan
37. V.Venkat Kumar
38. K.Raj
39. A.Bhoopalan
40. A.Karpagam
41. M.Murthy
42. M.Jayaraman



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43.T.Mahendran
44.U.Siraj Ahmed
45.S.Selvarani
46.Elumalai

..Petitioners

Versus

1. The Member Secretary
Chennai Metropolitan Development Authority
No.1, Gandhi Irwin Road, Egmore
Chennai - 600 008
2. The State of Tamil Nadu
Rep.by the District Collector
Kancheepuram District
Kancheepuram
3. The Thasildar
Chengalpet Taluk, Chengalpet.

...Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India for the issuance of a writ of mandamus directing the Respondents to forbear from dispossessing the petitioners by considering their representation dated 23.03.2015 made to the Second Respondent and 25.03.2015 made to the Third and First Respondent.

For Petitioner : Mr.K.Elango
For R1 : Mr.R.Vijayakumar
Additional Government Pleader
For R2 : Mr.A.Yasmeen

O R D E R

The petitioners have come forward with this writ petition seeking for a direction upon the respondents to forbear from dispossessing them by considering their representation dated 23.03.2015 made to the Second Respondent and 25.03.2015 made to the Third and First Respondent.

2. It is the case of the petitioners that they are in possession and enjoyment of the property in question. According to the petitioners, the respondents are trying to evict them from the said place without following due process of law. The petitioners have made individual representations before the respondents in this regard. Since no orders were passed on the said representations, the petitioners are before this Court.

3. The only grievance of the petitioners is that till the representations are disposed of by the respondents one way or other, their possession should not be disturbed.

4. The learned Additional Government Pleader appearing for the first respondent as well as the learned counsel appearing for the second respondent submitted that till the representations submitted by the petitioners are disposed of by the respondents, the petitioners will not be disturbed.

5. Taking into account the above submissions, the respondents are directed not to disturb the petitioners till the representations submitted by the petitioners are disposed of. This Court makes it very clear that the petitioners shall be given an opportunity of being heard before passing orders on the representations. If the petitioners fail to appear on the date to be fixed by the respondents for personal hearing, the respondents are at liberty to pass orders on merits and in accordance with law, by marking their non appearance.

The writ petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

1. The Member Secretary
Chennai Metropolitan Development Authority
No.1, Gandhi Irwin Road, Egmore
Chennai - 600 008
2. The State of Tamil Nadu
Rep.by the District Collector
Kancheepuram District
Kancheepuram
3. The Thasildar
Chengalpet Taluk, Chengalpet.

+ 1 cc to Mr.K. Elango, Advocate SR.18640
+ 1 cc Government Pleader Sr.18749

GJ(CO)
EU 17.04.2015

W.P.No.9515 of 2015