

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.09.2009

CORAM:

THE HONOURABLE MR.JUSTICE S.J.MUKHOPADHAYA
AND
THE HONOURABLE MR.JUSTICE N.KIRUBAKARAN

W.P.No.26440 of 2008
and
M.P.No.1 of 2008

1.K.Kuppusamy
2.K.Ramamoorthy

..Petitioners

vs.

1. The Member Secretary,
Chennai Metropolitan Development
Authority,
Thalamuthu Natarajan Building,
No.1, Gandhi Irwin Road,
Chennai - 6.

2. The Executive Officer,
Kunrathur Town Panchayat,
Kancheepuram District.

3.Umashankar
4.S.Kumarasekaran
5.Nagendiran

..Respondents

Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus forbearing respondents 3 to 5 from performing marriage and other allied functions at (i) Door No.2, Sadaiyandeswarar Koil Street, Thirunakeswaram, Kunrathur, Chennai - 69 (ii) Nageswara Kalyana Mandapam, 1, Sadaiyandeswarar Koil Street, Thirunakeswaram, Kunrathur, Chennai - 69 and (iii) Sundara Sengunthar Kalyana Mandapam, 38, Sadaiyandeswarar Koil Street, Kunrathur, Chennai - 69 respectively.

For Petitioner : No appearance

For Respondents : Mr.C.Kathiravan for R1
Mr.D.Srinivasan for R2
Mr.T.D.Panneerselvam for R3
Mr.T.Karunakaran for R4

ORDER

(The Order of the Court was made by S.J.Mukhopadhaya,J)

The writ petition under the caption public interest has been preferred by the petitioner for a direction forbearing respondents 3 to 5 from performing marriage and other allied functions at (i) Door No.2, Sadaiyandeswarar Koil Street, Thirunakeswaram, Kunrathur, Chennai - 69 (ii) Nageswara Kalyana Mandapam, 1, Sadaiyandeswarar Koil Street, Thirunakeswaram, Kunrathur, Chennai - 69 and (iii) Sundara Sengunthar Kalyana Mandapam, 38, Sadaiyandeswarar Koil Street, Kunrathur, Chennai - 69 respectively.

2.Having heard the learned counsel for the parties, this Court is of the opinion that this writ petition cannot be termed to be in public interest and therefore, the petitioner has to move before the competent authority or before the Civil Court of competent jurisdiction for appropriate relief.

3.The writ petition stands disposed of with the above said observation. No costs. Consequently, connected M.P. is closed.

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

mmi

To

1. The Member Secretary,
Chennai Metropolitan Development Authority,
Thalamuthu Natarajan Building,
No.1, Gandhi Irwin Road, Chennai - 6.

2. The Executive Officer,
Kunrathur Town Panchayat,
Kancheepuram District.

+ 1 c.c. to Mr. C. Kathiravan, Advocate. S.R.No.43589.

+ 3 c.cs. to Mr. T.D. Panneerselvam, Advocate. S.R.No.43678.

+ 1 c.c. to Mr. T. Karunakaran, Advocate. S.R.No.43663.

W.P.No.26440 of 2008

DM (CO)
GSK 14.09.2009.