

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.10.2015

CORAM

THE HON'BLE MR.JUSTICE M.JAICHANDREN

Writ Petition No.26465 of 2012
and
M.P.No.1 of 2012

Bhoopathy Thirumani

... Petitioner

Vs.

1. The Government of Tamil Nadu
rep by its Secretary
Housing & Urban Development Dept.,
Fort George, Chennai
 2. The Managing Director
TNHB, Annasalai, Nandanam, Chennai-35
 3. The Secretary & Personal Officer
TNHB, Annasalai, Nandanam, Chennai-35
 4. The Executive Engineer/Administrative Officer
K.K.Nagar Division, TNHB, Chennai - 83
- ... Respondents

This writ petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the respondents to allot a shop No.3 for rent on lease at new commercial complex to be constructed at Bharathidasan colony road, K.K.Nagar, Chennai, in favour of the petitioner who is the erstwhile shop owner/tenant for 28 years in pursuance of the Tamil Nadu Housing Board as lessee.

For petitioner : Mr.R.Margabandhu

For respondents : Mr.R.Ravichandran
AGP for R1
Mr.V.Anandamurthy
standing counsel (TNHB)
for R2, R3 and R4

O R D E R

Heard the learned counsels appearing on behalf of the parties concerned.

2. At this stage of the hearing of the Writ Petition, the learned counsel appearing on behalf of the petitioner had submitted that it would suffice, if a direction is issued to the fourth respondent to pass orders on the representation of the petitioner, dated 27.7.2012, on merits and in accordance with law, within a time frame specified by this Court. The learned counsels appearing on behalf of the respondents have no objection for this court passing such an order.

3. In such circumstances, this Court finds it appropriate to direct the fourth respondent to consider the representation of the petitioner, dated 27.7.2012, if it is otherwise in order, and dispose of the same, on merits and in accordance with law, after giving an opportunity of hearing to the petitioner, within a period of eight weeks from the date of receipt of a copy of this order. The petitioner shall furnish a copy of the representation, dated 27.7.2012, to the fourth respondent, along with a copy of this order. However, it is made clear that this Court has not expressed any opinion on the merits of the matter. The Writ Petition is disposed of, with the above directions. No costs. Connected M.P.No.1 of 2012 is closed.

Sd/-
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

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To:

1. The Secretary to Government,
The Government of Tamil Nadu
Housing & Urban Development Dept.,
Fort George, Chennai

2. The Managing Director
TNHB, Annasalai, Nandanam, Chennai-35
3. The Secretary & Personal Officer
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4. The Executive Engineer/Administrative Officer
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Writ Petition No.26465 of 2012

MP (CO)
CA(06/11/2015)



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