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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.08.2015

CORAM :

THE HONOURABLE MR.JUSTICE R.SUDHAKAR

and

THE HONOURABLE MS.JUSTICE V.M.VELUMANI

Writ Petition (MD) No.9221 of 2014

V.Chinnagurusamy

... Petitioner

Vs.

1.The District Collector,
Tirunelveli District,Tirunelveli.

2.The Assistant Director,
Department of Town and Country Planning,
Tirunelveli Region,
Tirunelveli -01.

3.The Joint Commissioner,
Office of the Joint Commissioner of Land
Reforms, Tirunelveli 01.

4.The Tahsildar,
Sankarankovil Taluk,
Sankarankovil,
Tirunelveli District.

5.The Commissioner,
Sankarankovil Municipality,
Sankarankovil
Tirunelveli District.

6.The Assistant Divisional Engineer,
Highways Department
Sankarankovil,
Tirunelveli.

... Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorarified Mandamus calling for the records in pursuant to the impugned illegal sanction of layout passed by the 2nd Respondent in Ma.Va/Ma/(Thi.Li) No. 9/2013 dated 22.08.2013 to form housing plots in wet lands in Town survey numbers 48/1 57/2 55 47/2 (survey numbers 67/1 67/2 67/3 67/4 78/2 71/1 71/2 68/1B) and quash the same and directed to stop the illegal conversion of other wet nanja Agricultural lands in to housing plots in Sankarankovil Village Sankarankovil Tk in Thirunelveli Dt.

For Petitioner : Mr.M.Karthikeyavenkitachalapathy

<https://hcservices.ecourts.gov.in/hcservices/>

For Respondents : Mr.D.Muruganandam,
Special Government Pleader.



ORDER

(Order of the Court was made by R.SUDHAKAR,J.)

It is the case of the petitioner that the agricultural lands are converting into housing plots for which sanction has been given by the competent authority illegally.

2.The said averment of the petitioner has been denied by the Deputy Director of Town and Country Planning in his undated counter affidavit that the entire Sankarankovil municipal area has been declared as local planning area and detailed development plan 4 has been approved under Section 33(2) of the Tamil Nadu Town and Country Planning Act and the same has been published in Government gazettee No.6, Part VI, dated 15.02.2012 and housing lay out has been approved in accordance with the above proceedings.

3.In view of the above, we find that the relief sought for by the petitioner in this writ petition is baseless and it is a motivated writ petition and it seems to be abuse of process of Court for personal benefit. The writ petition is dismissed accordingly. No costs. Consequently, M.P.(MD)Nos.1 to 3 of 2014 are closed.

Sd/-

Assistant Registrar(Writs)

/True copy/

Sub Assistant Registrar

sms

To

1.The District Collector, Tirunelveli District,Tirunelveli.

2.The Assistant Director, Department of Town and Country Planning, Tirunelveli Region, Tirunelveli -01.

3.The Joint Commissioner, Office of the Joint Commissioner of Land Reforms, Tirunelveli 01.

4.The Tahsildar, Sankarankovil Taluk,Sankarankovil,Tirunelveli District.

5.The Commissioner, Sankarankovil Municipality, Sankarankovil Tirunelveli District.

6.The Assistant Divisional Engineer,Highways Department Sankarankovil, Tirunelveli.

+one cc to The Special Government Pleader, SR.No. 48122/15

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