

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.03.2016

CORAM:

THE HON'BLE MR. JUSTICE SATISH K. AGNIHOTRI
and
THE HON'BLE MR. JUSTICE M. VENUGOPAL

W.P. No.11715 of 2016

M. Sekaran

Petitioner

vs.

- 1 The Commissioner of Corporation
Chennai Corporation
Ripon Building
Chennai 600 003
- 2 The District Collector
District Collector Office
Singara Velar Maligai
Chennai 600 001
- 3 The Member Secretary
C.M.D.A.
Egmore, Chennai 600 008
- 4 The Assistant Commissioner
Zone-13, Chennai Corporation
Adyar, Chennai 600 020
- 5 The District Revenue Officer
Zone-13, Chennai Corporation
Adyar, Chennai 600 020
- 6 The Tahsildar
Tahsildar Office
Velachery Taluk
Chennai 600 042
- 7 The Executive Engineer
Velachery Corporation Office
Velachery, Chennai 600 042
- 8 The Assistant Engineer
Velachery Corporation Office
Velachery, Chennai 600 042
- 9 The Commissioner of Police
Office of the Commissioner of Police
Vepery, Chennai 600 007

10 The Inspector of Police
J-7 Police Station
Velachery, Chennai 600 042

11 Soma. Gurumurthi
12 Mani

13 Nandha Kumar

14 Ramadoss

15 The Chairman
Chennai Metropolitan Water Supply and Sewage Board
No.1, Pumping Station Road
Chindadripet, Chennai 600 002

Respondents

Writ Petition filed under Article 226 of the Constitution of India for issuance of a writ of mandamus directing the respondents 1 to 8 and 15 to conduct proper enquiry on the petitioner's representation dated 17.02.2016 and take necessary action against the respondents 11 to 14 for illegal sewage connection and violation and deviation in planning and construction permission in this writ petition.

For petitioner Mr. P. Murali

For RR 2,6,9 & 10 Mrs. A. Srijayanthi, Spl. Govt. Pleader

For RR 1,4,5,7 & 8 Mr. A. Nagarajan, Standing Counsel

For R3 Mr. N. Sampath, Standing Counsel

ORDER

(delivered by SATISH K. AGNIHOTRI, J.)

Mrs. A. Srijayanthi, learned Special Government Pleader, accepts notice for respondents 2,6,9 and 10. Mr. A. Nagarajan, learned Standing Counsel, accepts notice for respondents 1,4,5,7 and 8. Mr. N. Sampath, learned Standing Counsel, accepts notice for the third respondent. Notice to the other respondents is dispensed with at this stage, inasmuch no order prejudicial to their interest is passed in this writ petition. Thus, with the consent of the learned counsel for the petitioner and the learned counsel, as aforesaid, this writ petition is taken up for final disposal, at the admission stage itself.

2 This writ petition is filed seeking a writ of mandamus directing the respondents 1 to 8 and 15 to conduct proper enquiry on the petitioner's representation dated 17 February 2016 and take necessary action against the respondents 11 to 14 for illegal sewage connection and violation and deviation in planning and construction permission.

3 Seemingly, taking note of the various representations made by the petitioner, wherein, he had alleged that construction is being carried out by respondents 11 to 14 at

Door No.11, Venkateswara Nagar, III Main Road, II Cross Street, Velachery, Chennai - 42, sans proper approval and that they have also drawn sewage connection illegally, the Greater Chennai Corporation had issued a notice calling for approved plan under Sections 56(1) and 57 read with Section 85 of the Tamil Nadu Town and Country Planning Act, 1971, to respondents 11 to 14, on 01 March 2016. Under the said notice, the alleged violator was given one month time to secure the building in compliance with the permission granted.

4 Thus, at this stage, we are not inclined to make any observation on the petitioner's allegation/complaint. However, we direct the authorities concerned to complete the follow up action on its own merits and in accordance with law, within a period of six weeks from the date of receipt of a copy of this order.

The writ petition stands disposed of with the above observation and direction. Costs made easy.

Sd/-
Asst.Registrar (CS III)

/true copy/

Sub Asst. Registrar

cad

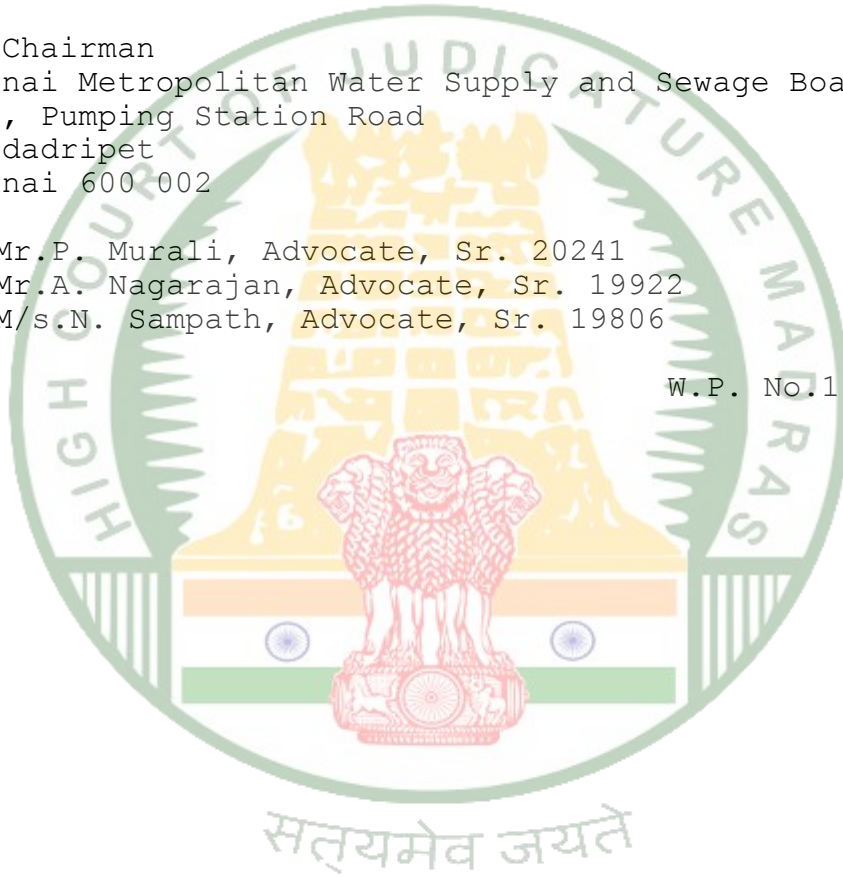
To

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J-7 Police Station
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 - 11 The Chairman
Chennai Metropolitan Water Supply and Sewage Board
No.1, Pumping Station Road
Chindadripet
Chennai 600 002
- 1 cc to Mr.P. Murali, Advocate, Sr. 20241
1 cc to Mr.A. Nagarajan, Advocate, Sr. 19922
1 cc to M/s.N. Sampath, Advocate, Sr. 19806

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