

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.11.2016

CORAM :

The Hon'ble MR.SANJAY KISHAN KAUL, CHIEF JUSTICE
AND

The Hon'ble MR.JUSTICE R.MAHADEVAN

W.P.No.13870 of 2014

and

M.P.Nos.1 and 2 of 2014

- 1.Rain Bow Castle Flats Owners Welfare Association,
(Regd.SL.No.362 of 2008),
rep. by its President Mr.a.Shaw Nawazkhan,
having office at Plot No.35,
Alikhan Street, Alandur,
Chennai-600 016.
2.Jessi Rani .. Petitioners

-vs-

- 1.Corporation of Chennai,
rep. by its Commissioner,
Ripon Buildings,
Chennai-600 003.
2.Corporation of Chennai,
rep. by its Executive Engineer,
No1, New Street,
Alandur, Chennai-16.
3.R.E.Michael .. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Mandamus directing the first and second respondent to initiate action in accordance with law against the unauthorised and deviated constructions put up by the third respondent at Door No.4/34-B, Alikhan Street, Alandur, Chennai-600 016 on the representation of the first and second petitioners dated 23.4.2014.

For Petitioner : No Appearance
For Respondents : Mr.V.C.Selvasekaran for R1 & R2

ORDER

(Order of the Court was made by The Hon'ble Chief Justice)

The petitioner has sent a representation dated 23.4.2014 against the unauthorised and deviated constructions by respondent No.3 at Door No.4/34B, Alikhan Street, Alandur, Chennai-16 to the respondent authorities/respondent Nos.1 and 2, but to no avail and thus filed the present petition.

2. No counter-affidavit has been filed.

3. The learned counsel for the Corporation states that he has received instructions that today morning respondent No.3 has commenced the removal of unauthorised construction itself. If that be the position, respondent No.3 can be given a reasonable time period of not more than fifteen days to remove the unauthorised construction, whereafter, the Corporation will inspect the property and if any unauthorised construction remains, shall proceed against the same.

4. The writ petition, accordingly, stands disposed of. No costs. Consequently, M.P.Nos.1 and 2 of 2014 are closed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

bbr
To

1.The Commissioner,
Corporation of Chennai,
Ripon Buildings,
Chennai-600 003.

2.The Executive Engineer,
Corporation of Chennai,
No1, New Street,
Alandur, Chennai-16.

+1cc to Mr.P. Karlmarx, Advocate, S.R.No.63847

sm(CO)
md(18/11/2016)

W.P.No.13870 of 2014