

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.06.2016

CORAM

THE HONOURABLE MR.JUSTICE HALUVADI G.RAMESH
AND
THE HONOURABLE MR.JUSTICE M.V.MURALIDARAN

W.P.No.17208 of 2016

Tamil Nadu Pharmaceutical Sciences
Welfare Trust rep.by its Secretary
Mr.N.Sreenivasan
Flat No.G-2, Baid Metha Complex
No.183, Mount Road
Saidapet, Chennai ... Petitioner

-vs-

1. Chennai Metropolitan Development Authority
rep.by its Member Secretary
Thalamuthu Natarajan Building
No.1, Gandhi Irwin Road
Egmore, Chennai 600 008
2. C.L.Baid Mehta Trust
rep.by its Trustee, Mr.Harish Metha
Old No.62/1, New No.20, Burkit Road
T.Nagar, Chennai 600 017 ... Respondents

Petition under Article 226 of the Constitution of India,
praying for the issue of a Writ of Mandamus, directing the first
respondent to consider the representations made by the
petitioner vide letter dated 16.12.2015.

For Petitioner :: Mr.R.Subramanian R. Prasad

For Respondents:: Mr.C.Johnson for R1

ORDER

(Order of the Court was delivered by HALUVADI G.RAMESH, J.)

Heard the learned counsel for the petitioner and the learned
counsel representing the first respondent.

2. It appears that the petitioner had purchased the
commercial space in the basement floor from the second
respondent in respect of the property situate at No.183, Anna
Salai, Saidapet, Chennai through a sale deed dated 22.2.2001,
based on the sanction of plan and approval granted to the second
respondent on 23.9.92 for construction of three blocks of

building for residential purposes. However, the first respondent has initiated action by sealing the premises purchased by the petitioner without hearing the petitioner. Hence the petitioner has sought for a mandamus to the first respondent to dispose of the representation dated 16.12.2015.

3. Be that as it may, before proceeding further, we direct the first respondent to call for remarks and objection, if any, from the second respondent and thereafter decide the representation of the petitioner in accordance with law within two months from the date of receipt of a copy of this order. The writ petition is disposed of accordingly. Consequently, W.M.P.No.14678 of 2016 is closed. No costs.

Sd/-
Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

ss
To

The Member Secretary
Chennai Metropolitan Development Authority
Thalamuthu Natarajan Building
No.1, Gandhi Irwin Road
Egmore, Chennai 600 008.

+1cc to Mr.C. Johnson, Advocate, S.R.No.29868
+1cc to Mr.R. Subramanian, Advocate, S.R.No.29894

SR(CO)
EU(20/06/2016)

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