

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.03.2016

CORAM

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

The Hon'ble MR.JUSTICE M.M.SUNDRESH

W.P.No.26467 of 2015

B.Sukumar

... Petitioner

-Vs-

1. The Corporation of Chennai,
rep. by Commissioner,
Rippon Building,
Chennai-600 003.
2. The Corporation of Chennai,
rep. by Exe-Engineer,
Zonal Office-6, Division-78,
No.5, Anderson Salai,
Aynavaram,
Chennai-600 023.
3. The Member Secretary,
Chennai Metropolitan Development Authority,
No.1, Gandhi Irwin Road,
Egmore, Chennai-600 008.
4. The Chairman,
Chennai Metropolitan Water Supply & Sewerage Board,
No.1, Pumping Station Road,
Chindatripet,
Chennai-600 002.
5. The Chairman,
TANGEDCO,
Anna Salai,
Chennai-600 002.

6. Radha Agarwal

7. Lalitha Agarwal

... Respondents

Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Mandamus directing the 1st to 3rd respondents to take appropriate action against the 6th and 7th respondents against the illegally constructed floor of the building bearing Door No.97, Astabujam Road, Choolai, Chennai-600 112, belongs to the 6th and 7th respondents, without obtaining planning permission from the third respondent.

For Petitioner : Mr.K.P.Chandrasekaran

For Respondents : Mr.K.Soundararajan for R1 & R2
Mr.C.Johnson for R3
Mr.G.Janakiraman for R4
Mr.P.R.Dhilipkumar for R5
Mr.K.P.Chopra for R6 & R7

ORDER

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

We are informed that the premises was de-sealed for the purposes of removal of the goods and that aspect need not engage our attention. The premises was also permitted to be inspected by the consultants of the petitioner and the learned counsel submits that the consultants/structural engineers are in the process of preparing a report. She submits that this report will be filed with the Corporation within a week, whereupon the Corporation may examine the same.

2. The affidavit of the Executive Engineer-VI of the Corporation of Chennai affirmed on 03.03.2016 states that Enquiry Officer has been appointed and he will submit his report within 30 days, whereafter further disciplinary action will be taken based on the enquiry report.

3. We are of the view that no further directions are required from us and the matter will proceed in accordance with law and we can only monitor for some time for compliance.

4. The writ petition, accordingly, stands disposed of.
No costs.

5. List for compliance on 15.04.2016.

Sd/-
Assistant Registrar (CS-III)

//True Copy//

Sub Assistant Registrar

bbr

To

1. The Commissioner,
Corporation of Chennai,
Rippon Building, Chennai-600 003.
2. The Exe-Engineer,
Corporation of Chennai,
Zonal Office-6, Division-78,
No.5, Anderson Salai,
Aynavaram, Chennai-600 023.
3. The Member Secretary,
Chennai Metropolitan Development Authority,
No.1, Gandhi Irwin Road,
Egmore, Chennai-600 008.
4. The Chairman,
Chennai Metropolitan Water Supply & Sewerage Board,
No.1, Pumping Station Road,
Chindatripet, Chennai-600 002.
5. The Chairman,
TANGEDCO,
Anna Salai, Chennai-600 002.

Copy To

The Section Officer,
Writ Section,
High Court, Madras.

+lcc to Mr.K.Soundararajan, Advocate, S.R.No.14772
+lcc to Mr.C.Johnson, Advocate, S.R.No.14823

VD(CO)
CA(21.03.2016)

W.P.No.26467 of 2015

WEB COPY