

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.08.2016

CORAM

THE HONOURABLE Mr. JUSTICE T.S.SIVAGNANAM

W.P.No.5941 of 2009

and

M.P.No.1 of 2009

M/s.Kadhir Press,
Rep., by R.C.Monorama,
Wife of Late Chelladurai,
No.34, Katchery Road,
Mylapore,
Chennai - 600 004.

... Petitioner

..Vs..

The Assistant Revenue Office,
Revenue Department.
10th Zone,
Corporation of Chennai,
No.115, Dr.Muthu Lakshmi Road,
Adyar, Chennai - 600 020.

... Respondent

Prayer

Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorari to call for the records pertaining to the "Final Warrant Notice" issued by the respondent bearing No.br/k/m/t/J/-rpgw;g[-200?0. Dated 26.03.2009 and quash the same.

For Petitioner : No Appearance

For Respondent : Mrs.Karthikaa Ashok

ORDER

None appears for the petitioner. The petitioner has filed this Writ Petition challenging a distraint notice issued by the respondent Corporation for non-payment of arrears of property tax.

2. The Writ Petition has been admitted and an order of interim stay was granted. In 2012, counter affidavit has been filed stating that the petitioner is due and payable for arrears of property tax for 15 years to the tune of Rs.1,85,256/-.

3. In my view, at this distance of time, the impugned distraint notice cannot be enforced. Accordingly, the Writ Petition is allowed and the impugned distraint notice is set aside, giving liberty to the respondent to issue fresh notice and proceed in accordance with law. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

pbn

To

The Assistant Revenue Office,
Revenue Department.
10th Zone,
Corporation of Chennai,
No.115, Dr.Muthu Lakshmi Road,
Adyar, Chennai - 600 020.

+lcc to Mrs.Karthikaa Ashok, Advocate, S.R.No.43933

W.P.No.5941 of 2009

and

M.P.No.1 of 2009

RK(CO)
CA(30/08/2016)

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