

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 19-09-2016

CORAM

THE HONOURABLE MR.JUSTICE M.JAICHANDREN

Writ Petition No.38501 of 2015
and
M.P.No.1 of 2015

D.Sankar @ Gowri Sankar ... Petitioner

Vs

1.The Commissioner of Police
Vepery, Chennai-7.

2.The Deputy Commissioner of Police
T.Nagar Police District
T.Nagar, Chennai-17.

3.The Inspector of Police (L & O)
R-7, K.K.Nagar Police Station
Chennai-78.

4.The Divisional Engineer
Corporation of Chennai
K.K. Nagar Division,
Chennai 78

5 The Superintending Engineer (TANGEDCO)
Chennai South,
Mount Road,
Chennai 600 002

6.Ravi @ Ravindran ... Respondents

Prayer : The writ petition is filed to issue a Writ of Mandamus, forbearing the respondents 1 to 3 from permitting the sixth respondent or any other persons from erecting the shamiyana abutting the house of the petitioner and the street, namely, East Vanniyar Street, K.K.Nagar, Chennai-78 based on the representation of the petitioner, dated 30.7.2015 forth with.

For Petitioner : M/s.C.Prabakaran
For Respondents Nos.1 to 3 : Mr.V. Jaya Prakash Narayanan
Special Govt. Pleader
For Respondent No.4 : Mr. P.V. Selvakumar
For Respondents Nos.5 & 6 : No appearance

O R D E R

Heard.

2. This writ petition has been filed, praying that this Court may be pleased to issue a Writ of Mandamus, forbearing the respondents 1 to 3, from permitting the sixth respondent or any other persons, from erecting the shamiyana, abutting the house of the petitioner, and the street, namely, East Vanniyar Street, K.K.Nagar, Chennai, based on the representation of the petitioner, dated 30.7.2015.

3. At this stage of hearing of the writ petition, the learned counsel, appearing on behalf of the petitioner has submitted that it would suffice, if the petitioner is permitted to submit a fresh representation to the third respondent and on receipt of the same, the third respondent is directed to dispose of such representation, on merits and in accordance with law, within the time frame, as may be fixed by this Court.

4. In view of the averments made in the affidavit filed in support of the writ petition and in view of the submissions made by the learned counsel, appearing on behalf of the petitioner, this Court finds it appropriate to permit the petitioner to submit a fresh representation, along with a copy of this order, to the third respondent, within a period of one week, from the date of receipt of a copy of this order. On receipt of such representation, the third respondent shall consider and dispose of the same, on merits and in accordance with law, as expeditiously as possible, after giving an opportunity of hearing to the petitioner, as well as to the other persons concerned, if any.

The writ petition is disposed of, with the above directions. No costs. Consequently, connected M.P. is closed.

Sd/-
Asst. Registrar.

/true copy/

Sub Asst. Registrar.

rnb

To

1.The Commissioner of Police
Vepery, Chennai-7.

2.The Deputy Commissioner of Police
T.Nagar Police District
T.Nagar, Chennai-17.

3.The Inspector of Police (L & O)
R-7, K.K.Nagar Police Station
Chennai-78.

4.The Divisional Engineer (TANGEDCO)
Chennai South
Mounth Road
Chennai-2.

4.The Divisional Engineer
Corporation of Chennai
K.K. Nagar Division,
Chennai 78

5 The Superintending Engineer (TANGEDCO)
Chennai South,
Mount Road,
Chennai 600 002

+1 CC to Mr. C. Prabakaran, Advocate Sr.No.52822
+1 CC to Mr. P.V. Selvakumar, Advocate, Sr.No.53072
+1 CC to the Government Pleader Sr.No.53137

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GJ (II)

MD : 20/09/2016

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