

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.11.2016

CORAM :

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

AND

The Hon'ble MR.JUSTICE R.MAHADEVAN

W.P. No.26500 of 2016
and W.M.P.No.22712 of 2016

N.Mohanasundar ... Petitioner

-vs-

1.The Assistant Commissioner,
Corporation of Chennai, Division No.XII,
Alandur, Chennai 600 016.

2.Y.Yuvaraj ... Respondents

Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Mandamus to direct the 1st respondent to remove the illegal super structure constructed by the 2nd respondent measuring an extent of 500 sq.ft. At Muthial Reddy Street, Alandur, Chennai 600 016.

For Petitioner : Mr.T.Ramachandran
For Respondents : Mr.R.Arunmozhi for R-1
: Mr.R.Elumalai for R-2

सत्यमेव जयते

O R D E R

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

On hearing the learned counsel for parties, it is directed that an inspection be carried out of both the property of the petitioner and the second respondent, the warring neighbours, to verify the position at site and if any unauthorized construction / obstruction in the form of a tree, etc., is found, to take action in accordance with law, especially keeping in mind the observations of the Division Bench of this Court in W.P.No.25297 of 2011 dated 03.11.2011. The inspection should be carried out within fifteen (15) days of the receipt of this order and in

case, infirmities are found, action in accordance with law, after notice to all concerned, should be taken within a maximum period of two (2) months thereafter.

2.Writ petition is, accordingly, disposed of. No costs. Consequently, W.M.P.No.22712 of 2016 stands closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

sra

To

1.The Assistant Commissioner,
Corporation of Chennai, Division No.XII,
Alandur, Chennai 600 016.

+1cc to Mr.T. Ramachandran, Advocate, S.R.No.64443
+1cc to Mr.R. Arunmozhi, Advocate, S.R.No.64425
+1cc to M/s. R. Elumalai, Advocate Sr.No.64881

mv (CO)
md (17/11/2016)

W.P.No.26500 of 2016

सत्यमेव जयते

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