

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.11.2016

CORAM :

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

AND

The Hon'ble MR.JUSTICE R.MAHADEVAN

W.P.No.17610 of 2010

Saraswathi

... Petitioner

-vs-

1.The Commissioner,
Corporation of Chennai,
Rippon Buildings,
Chennai-600 003.

2.G.Ramesh

... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Mandamus directing the first respondent to initiate action under Section 256 and 222 of the Chennai City Municipal Corporation Act to stop the illegal construction and also to remove and demolish the illegal construction made by the second respondent in T.S.No.25, Block No.13, Thyagaraya Nagar, Division 125 and on the public street viz. Gandhi Street, West Mambalam, Chennai-600 033.

For Petitioner : Mr.R.Balakrishnan

For Respondents : Mr.Elangovan

for

Mr.S.Doraisamy for R2

ORDER

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

The allegation of the petitioner of encroachment on the road by the second respondent has not been met by any counter-affidavit by either of the respondents and thus we call upon the first respondent/Corporation of Chennai to carry out an inspection at site and verify whether any encroachment has been made by the second respondent or not and in case encroachment is found, action in accordance with law be taken to remove the encroachment. The inspection be carried out within fifteen days

from the date of receipt of the copy of this order and action is required to be taken within a period of two months thereafter.

2. The writ petition, accordingly, stands disposed of. No costs. Consequently, connected miscellaneous petitions, if any are closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

bbr

To
The Commissioner,
Corporation of Chennai,
Rippon Buildings, Chennai-600 003.

+1cc to Mr.R. Balakrishnan, Advocate, S.R.No.63378
+1cc to Mr.S. Doraisamy, Advocate, S.R.No.63559
+1cc to Mr.A.Nagarajan, Advocate Sr.No.63975
+1cc to the Government Pleader, S.R.No.63898

ug (CO)
md (15/11/2016)

W.P.No.17610 of 2010

सत्यमेव जयते
WEB COPY