

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 24.02.2016

CORAM

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

W.P.No.6747 of 2016

S.Thiruvvasagam

.. Petitioner

Versus

1 The Commissioner
Corporation of Chennai,
Rippon Building
Chennai-3.

2 The Commissioner,
Office of Commissioner for Differently Abled,
K.K.Nagar, Chennai - 600 078

.. Respondents

Prayer: This Writ Petition is filed under Article 226 of the Constitution of India, seeking for a writ of mandamus, forbearing the 1st respondent herein and his subordinates from evicting or removing the petitioners bunk shop situated at Government Employees Quarters, Ambattur Industrial Estate Road, Opposite Collector Nagar, Anna Nagar West, Chennai by disposing the petitioner's representation dated 19.08.2015

For Petitioner : Mr.Adithya Reddy

For Respondents: Mr.P.V.Selvakumar (for R1)
Mr.R.Rajeswaran (for R2)
Special Government Pleader

O R D E R

Heard Mr.Adithya Reddy, learned counsel for the petitioner, Mr.P.V.Selvakumar, learned standing counsel, after accepting notice for the 1st respondent and Mr.R.Rajeswaran, learned Special Government Pleader, after accepting notice for the 2nd respondent and with consent the writ petition is disposed of.

2.The petitioner has come up with the above writ petition for a direction to the first respondent to consider and pass orders on his representation dated 19.08.2015 for issuance of License for running a Bunk Shop at Government Employees

Quarters, Ambattur Industrial Estate Road, Opposite Collector Nagar, Anna Nagar West, Chennai.

3. The petitioner is a differently abled person with 60% disability and he is running a bunk shop in the place mentioned above. However, according to the petitioner, the officials of the respondents are interfering with his business in running the bunk shop and are trying to evict him. Therefore, the petitioner gave representation to the respondents and thereafter, has come forward with the above writ petition.

4. According to the learned counsel for the respondents Corporation, roads, pathways, etc., vest within the jurisdiction land control of the Corporation.

5. In view of the said submission, without expressing any opinion on the merits of the case, the writ petition is disposed of with a direction to the first respondent to consider the representation of the petitioner dated 19.08.2015 on merits and pass appropriate orders thereon in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order. Till then, the petitioner shall not be dispossessed. No costs.

Sd/-

Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

To

- 1 The Commissioner,
Corporation of Chennai Rippon Building,
Chennai-3.
- 2 The Commissioner,
Office of Commissioner for Differently Abled,
K.K.Nagar, Chennai - 600 078.

+1cc to Mr.Adithya Reddy, Advocate, S.R.No.11482
+1cc to the Government Pleader, S.R.No.11772

W.P.No.6747 of 2016

ev(CO)
srg(04/03/2016)