



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.11.2016

WEB COPY

CORAM:

**THE HONOURABLE MR.JUSTICE S.NAGAMUTHU  
AND  
THE HONOURABLE MR.JUSTICE M.V.MURALIDARAN**

W.P.[MD].No.20452 of 2015  
and  
M.P.(MD).No.1 of 2015

Aringar Anna Nagar Residents Welfare Association,  
rep. by its Secretary, KL.Viswanathan,  
Plot No.419, 7<sup>th</sup> East Cross Street,  
Anna Nagar, Madurai -625 020.

.. Petitioner

**Vs.**

1. The Director,  
Town and Country Planning,  
No.807, Anna Salai,  
Chennai.
2. The Commissioner,  
Madurai Corporation, Madurai.
3. The Executive Engineer,  
Tamil Nadu Housing Board,  
Ellis Nagar, Madurai.
4. The Regional Manager,  
Tamil Nadu Civil Supplies Corporation,  
Regional Office, Madurai.

... Respondents

**PRAYER:** Writ Petition has been filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the respondents not to construct the fair price shop inside the park situated in Church Road, Anna Nagar, Madurai and further direct the 2<sup>nd</sup> respondent to develop and maintain the same as park without any construction.

For Petitioner : Mr.V.Panneer Selvam  
For 1<sup>st</sup> respondent : Mr.S.Chandrasekar,  
Government Advocate  
For 2<sup>nd</sup> respondent : Mr.N.Shanmuga Selvam  
For 3<sup>rd</sup> respondent : No appearance  
For 4<sup>th</sup> respondent : Mr.D.Mayarajan

**O R D E R****[Order of the Court was made by S.NAGAMUTHU, J.]**

The petitioner has come up with this Public Interest Litigation seeking a direction to the respondents not to construct the fair price shop inside the park situated in Church Road, Anna Nagar, Madurai.

2. When the matter was taken up for hearing today, the learned counsel for the petitioner produced a letter of the Commissioner, Madurai Corporation in Ref.No.Ma.Po.2/ma.sa.1/35425/15, dated 04.12.2015, wherein he has informed the petitioner that the proposal to construct the ration shop inside the park has already been dropped. The same is recorded.

3. In view of the above, nothing survives in this writ petition. This Writ Petition is, therefore, dismissed as infructuous. No costs. Consequently, connected miscellaneous petition is also dismissed.

Sd/-

Assistant Registrar (Writ)

/True Copy/

Sub Assistant Registrar

**To**

1. The Director,  
Town and Country Planning,  
No.807, Anna Salai, Chennai.
2. The Commissioner,  
Madurai Corporation, Madurai.
3. The Executive Engineer,  
Tamil Nadu Housing Board,  
Ellis Nagar, Madurai.
4. The Regional Manager,  
Tamil Nadu Civil Supplies Corporation,  
Regional Office, Madurai.

+ 1 CC TO Mr.N.SHANMUGA SELVAM, ADVOCATE IN SR No. 65152

+ 1 CC TO Mr.D.MAYARAJAN, ADVOCATE IN SR No. 64972

GCG

TE/GSV-PM : 21/11/2016 : 2P/7C

Order made in  
W.P.[MD].No.20452 of 2015 and  
M.P.(MD).No.1 of 2015  
02.11.2016