



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.11.2016

CORAM:

WEB COPY

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

W.P. (MD) No.19017 of 2016  
and W.M.P. (MD) No.13749 of 2016

Mrs.Lakshmi Priya Nagendran

: Petitioner

**Vs.**

1.The Commissioner,  
Kodaikanal Municipality,  
Kodaikanal.

2.The Executive Secretary,  
Kodaikanal Municipality,  
Kodaikanal Local Planning Authority.

: Respondents

**PRAYER:** Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Certiorari, praying to call for the records in A.Ka.No.13/2016/F.1 Notice dated 14.09.2016 issued by the 1<sup>st</sup> respondent and the Notice dated 14.09.2016 in A.Ka.No.13/2016/F.1 issued by 2<sup>nd</sup> respondent and to quash the same.

For Petitioner : Mr.A.Arul doss

For Respondents 1 & 2 : Mr.T.S.Mohamed Mohideen

Additional Government Pleader

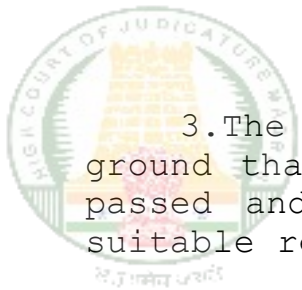
**O R D E R**

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**[Order of the Court was made by M.V.MURALIDARAN, J.]**

Challenging the order passed in A.Ka.No.13/2016/F.1 Notice dated 14.09.2016, directing the petitioner to demolish the building in question within a period of seven days, the petitioner has filed this Writ Petition.

2. We have heard the learned counsel for the petitioner and the learned Additional Government Pleader for the respondents. We have also perused the records carefully.



3.The petitioner seeks quash of the proceedings mainly on the ground that without giving any notice the present order has been passed and if any is notice is given the petitioner will give suitable reply.

4.Considering the facts and circumstances of the case, this Court directs the petitioner to treat the impugned order as notice and give reply to the same within a period of 15 days from the date of receipt of a copy of this order. The authorities concerned are directed to consider the same and after giving sufficient opportunity to the petitioner pass final orders on the same within a period of four weeks thereafter.

5.Accordingly, the Writ Petition is disposed of. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar (P&A)

/True copy/

Sub Assistant Registrar

**To**

1.The Commissioner,  
Kodaikanal Municipality,  
Kodaikanal.

2.The Executive Secretary,  
Kodaikanal Municipality,  
Kodaikanal Local Planning Authority.

+1CC TO MR.A.ARUL DOSS, ADVOCATE SR.NO. 66444

+1CC TO M/S.T.S.MOHAMED MOHIDEEN, ADVOCATE SR.NO.65828

+1CC TO SPECIAL GOVT.PLEADER SR.NO. 66322

sj

TE-SK-SKN-SAR.3/8.11.2016/2P:6C

Order made in  
W.P. (MD) No.19017 of 2016  
and W.M.P. (MD) No.13749 of 2016  
Dated: 04.11.2016