

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 17.05.2017

CORAM

The Hon'ble Mr.JUSTICE R.MAHADEVAN
and
The Hon'ble Mr.JUSTICE M.GOVINDARAJ

W.P.Nos.12855 to 12873 of 2017
and W.M.P.Nos.13711 to 13729 of 2017

Jameel Ahamed .. Petitioner in WP.12855/17
Mrs.A.Noorjahan .. Petitioner in WP.12856/17
S.M.K.Jainulabadheen .. Petitioner in WP.12857/17
Mrs.Shomeem .. Petitioner in WP.12858/17
Mr.K.M.Nazeem .. Petitioner in WP.12859/17
Mrs.Nusrath jahan .. Petitioner in WP.12860/17
Mr.Jameel Ahamed .. Petitioner in WP.12861/17
Mr.A.Shakeel Ahamed .. Petitioner in WP.12862/17
Mr.Mohammed Shaji .. Petitioner in WP.12863/17
Mrs.Nusrath Jahan .. Petitioner in WP.12864/17
Mrs.Ishrath Jahan .. Petitioner in WP.12865/17
Mrs.A.Noorjahan .. Petitioner in WP.12866/17
Mr.Jameel Ahamed .. Petitioner in WP.12867/17
Mrs.Radhika .. Petitioner in WP.12868/17
Mr.Sardar Hussain .. Petitioner in WP.12869/17
Mrs.Ishrath Jahan .. Petitioner in WP.12870/17
Mr.A.Shakeel Ahamed .. Petitioner in WP.12871/17
Mr.S.Mohammed .. Petitioner in WP.12872/17
Mr.A.Shakeel Ahamed .. Petitioner in WP.12873/17

Vs

1. The Principal Secretary to Government,
Tamil Nadu Town and Country Planning,
Secretariat, Fort St. George,
Chennai-600 009.
2. The Executive Engineer,
Zone-IX, Corporation of Chennai,
No.1, Lake Area 4th Cross Street,
Nungambakkam,
Chennai - 600 034.
3. The Assistant Executive Engineer,
Zone-IX, Corporation of Chennai,
No.1, Lake Area 4th Cross Street,
Nungambakkam,
Chennai - 600 034.

4. The Assistant Engineer,
Zone-IX, Corporation of Chennai,
No.1, Lake Area 4th Cross Street,
Nungambakkam,
Chennai - 600 034.

.. Respondents
in all WPs.

Petition under Article 226 of the Constitution of India praying for issue of Writ of Mandamus forbearing the respondents from disturbing the peaceful possession and enjoyment the petitioner property situated at Old No.4, New No.5, I floor (A-1), "A" Block, I Floor(B-3)'A' Block, II Floor(S-3)'B' Block, II Floor(S-2)'B' Block, Ground Floor(G-2)'B' Block, III Floor(T-1)'B' Block, I Floor(A-3)'A' Block, III Floor(T-2)'B' Block, III Floor(C-1)'B' Block, I Floor(A-2)'A' Block, III Floor(C-3)'B' Block, III Floor(T-3)'B' Block, III Floor(C-2)'B' Block, II Floor(S-1)'B' Block, I Floor(F-2)'B' Block, II Floor(F-2)'B-I' Block, Ground Floor(G-1)'B' Block, I Floor(F-3)'B' Block, II Floor(B-2)'A' Block respectively Vallaba Agraharam Street, Chepauk, Chennai - 600 005 pending disposal of the appeal before the 1st respondent.

For Petitioners : Mr.R.Singaravelan
in all WP's Senior Counsel
for M/s.J.Bhavani

For Respondents : Mr.Sivashanmugasundaram
in all WP's Spl. Government Pleader for R1
Mr.R.Arunmozhi for R2 & R3

C O M M O N O R D E R

[Order of the Court was made by R.Mahadevan, J.]

Seeking protection from the de-occupation notices issued in respect of the petitioners property, these writ petitions came to be filed.

2. Heard the learned Senior Counsel appearing for the petitioners; learned Special Government Pleader appearing for the respondents and perused the materials placed on record.

3. Learned Senior Counsel appearing for the petitioners restricts his prayer for an interim protection, till the application preferred by the petitioners are disposed of by the appellate authority.

4. Learned Special Government Pleader would submit that no coercive steps would be taken for a period of two weeks.

5. The above statement of the learned Special Government Pleader is recorded and the petitioners are permitted to move

the appellate authority along with stay petition, in the meanwhile. The appellate authority is directed to consider the same and pass appropriate orders on merits after due opportunity of hearing to the petitioners.

6. With the above direction, these Writ Petitions are disposed of. No costs. Consequently, connected Miscellaneous Petitions are closed.

Sd/-
Asst.Registrar

/true copy/

Sub Asst. Registrar

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To

1. The Principal Secretary to Government,
Tamil Nadu Town and Country Planning,
Secretariat, Fort St. George, Chennai-9.
2. The Executive Engineer,
Zone-IX, Corporation of Chennai,
No.1, Lake Area 4th Cross Street,
Nungambakkam, Chennai-34.
3. The Assistant Executive Engineer,
Zone-IX, Corporation of Chennai,
No.1, Lake Area 4th Cross Street,
Nungambakkam, Chennai-34.
4. The Assistant Engineer,
Zone-IX, Corporation of Chennai,
No.1, Lake Area 4th Cross Street,
Nungambakkam, Chennai-34.

+1cc to Mr.R.Arunmozhi,Advocate sr.37580

+2ccs to Mrs.J.Bhavani,Advocate sr.37573

rsy(co)
ss(18/5/2017)

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and
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