

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.05.2017

CORAM

THE HON'BLE MR.JUSTICE M.M.SUNDRESH
and
THE HON'BLE MR.JUSTICE R.MAHADEVAN

W.P.No.13397 of 2017
and W.M.P.No.14434 of 2017

Lakshmi Ammal

... Petitioner

Vs.

1. The Director,
Town and Country Planning,
No.807, Anna Salai, Chennai - 600 002.
2. The Member/Secretary,
Chennai Metropolitan Development Authority,
Egmore, Chennai - 8.
3. The Commissioner,
Chennai City Municipal Corporation,
(Planning Authority),
Ripon Building, Chennai - 600 003.
4. The Executive Engineer, Zone -8,
Greater Chennai Corporation,
Second Cross Street (East),
Pulla Avenue, Shenoy Nagar,
Chennai - 600 030.

5. Dr.A.Simon Hercules

... Respondents

Petition filed under Article 226 of The Constitution of India praying to issue a writ of certiorarified mandamus calling for the records of the 4th respondent pertaining to this notice No.REGIONCENTRAL/TPENF/ /2017 dated 17.05.2017 culminating in notice No.REGION CENTRAL/ /TPENF/ dated 08.02.2017 and quash the same and also direct the 4th respondent to issue notice to owner/occupier as per the provisions of the Tamil Nadu Town and Country Planning Act.

For Petitioner : Ms.G.Devi

For Respondents : Mr.R.Vijayakumar,
Additional Government Pleader (R1)
Mr.V.C.Selvasekaran (R3 & R4)
Mr.C.Johnson (R2)

O R D E R
(Order of the Court made by M.M.SUNDRESH, J.)

Admittedly, the order impugned is revisable under Section 80 A of the Tamil Nadu Town and Country Planning Act.

2.In such view of the matter, we are not inclined to entertain the Writ Petition. However, the Writ Petition is disposed of giving liberty to the petitioner to exhaust the alternative remedy within a period of four weeks from the date of receipt of a copy of this order. As and when such a revision is filed, the revisional authority shall decide the same on merits, without rejecting the revision on the ground of limitation. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(V.O)

//True Copy//

Sub Assistant Registrar

va

To

1. The Director,
Town and Country Planning,
No.807, Anna Salai, Chennai - 600 002.
2. The Member/Secretary,
Chennai Metropolitan Development Authority,
Egmore, Chennai - 8.
3. The Commissioner,
Chennai City Municipal Corporation,
(Planning Authority),
Ripon Building, Chennai - 600 003.
4. The Executive Engineer, Zone -8,
Greater Chennai Corporation,
Second Cross Street (East),
Pulla Avenue, Shenoy Nagar,
Chennai - 600 030.

+1cc to Mr.V.Raghupathy, Advocate, S.R.No.97870
+1cc to Mr.C.Johnson, Advocate, S.R.No.37946
+1cc to the Government Pleader, S.R.No.38144

W.P.No.13397 of 2017
and W.M.P.No.14434 of 2017

SK (CO)
CA (30/03/2017)