

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 22-02-2017

Coram

THE HONOURABLE MR. JUSTICE B. RAJENDRAN

W.P.No.2940 of 2017

M/s. The Federation of Civic and Welfare Associations
of Pallavaram Municipality
(Registration No.175 of 1986)

PallavaramNagaraKudiyiruporNalavazhvu

SangangalinInaippuMaiyam

Rep. by its Secretary

Having its Office at

No.66, II Cross Street

AGS Colony, Chromepet

Chennai - 600 044

... Petitioner

Vs.

1. The Director General
Archeological Survey of India
Government of India
New Delhi

2. The Archeological Survey of India
Chennai Circle, Govt of India
Rep. by its Superintending Archeologist
Fort St. George, Secretariat, Chennai - 600 009

3. The District Collector
District of Kancheepuram

4. The Revenue Divisional Officer
Tambaram
Chennai

.. Respondents

* * *

Prayer : Writ Petition filed under Article 226 of the
Constitution of India praying for the issuance of a Writ of
Mandamus by directing the first respondent to pass orders on the
representation dated 03-03-2015 of the petitioner by declaring
the areas in S.No.63 and S.No.56 in Zamin Pallavaram has De-
Protected sites, on the basis of the survey reports dated 11-07-
2014 and 30-07-2014 of the second respondent, within the time
frame stipulated by this Court.

* * *

For Petitioner : Mr. Venkatachalapathy, SC
for Mr. Rajeni Ramadass

For Respondents : Mr. Su. Srinivasan, Addl.Solicitor
General for RR1 and 2
Mr. A. Kumar, Spl.G.P. for RR3 and 4

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ORDER

The petitioner has filed this writ petition praying for a writ of mandamus directing the first respondent to pass orders on the representation dated 03-03-2015, of the petitioner by declaring the areas in S.No.63 and S.No.56 in Zamin Pallavaram as De-Protected sites, on the basis of the survey reports dated 11-07-2014 and 30-07-2014 of the second respondent, within the time frame stipulated by this Court.

2. The learned counsel for the petitioner stated that already they have filed W.A.No.187 of 2017 and the writ appeal is pending before the Honourable Bench. The said writ appeal is filed against the order of this Court in W.P.No.38627 of 2016 dated 14-12-2016, wherein the petitioner, Vael's Educational Trust rep. by Managing Trustee has prayed for a Writ of Mandamus, directing the respondents to process the Form I application submitted by the Petitioner Trust, dated 06.05.2011 and grant appropriate No Objection certificate / Permission to the Petitioner Trust for construction of School in the lands bearing S.No.41/1 Part, at Zamin Pallavaram Village, The Pallavaram Municipality, belonging to the Petitioner Trust and appellant in the said writ appeal is M/s.Veetu Urimiyalargal Nalasangam, Gandhi Nagar, Old Pallavaram, Chennai. The learned counsel for the petitioner would submit that the said writ appeal is listed before the Honourable Division Bench on 28-02-2017. In view of the said submission that a writ appeal is pending on similar grounds, the learned counsel submitted that the present petition may be dismissed as withdrawn and the petitioner may be permitted to raise all these points raised in this petition before the Honourable Bench.

3. Recording the abovesaid submission, the writ petition is dismissed as withdrawn. However, there will be no order as to costs. The connected W.M.P.No.2828 of 2017 is also dismissed.

glp

Sd/-

Assistant Registrar (CS III)

/TRUE COPY/

Sub-Assistant Registrar

To

1. The Director General
Archeological Survey of India
Government of India
New Delhi
2. The Superintending Archeologist
Archeological Survey of India
Chennai Circle, Govt of India
Fort St. George, Secretariat, Chennai - 600 009
3. The District Collector
District of Kancheepuram
4. The Revenue Divisional Officer
Tambaram
Chennai

+1 CC to Mr.Su. Srinivasan Advocate SR.NO.11271

W.P.No.2940 of 2017

BR[CO]
MK:14/03/2017

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