

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.02.2017

CORAM :

The Hon'ble MR.SANJAY KISHAN KAUL, CHIEF JUSTICE
AND
The Hon'ble MR.JUSTICE M.SUNDAR

W.P. No.4539 of 2015

Marina Square Flat Owners Association
Rep. by its President S.Magudapathy

... Petitioner

-Vs-

1. The Chennai Metropolitan Development
Authority, Rep. by its Member Secretary,
No.1, Gandhi Irwin Road, Egmore,
Chennai-8.
2. The Corporation of Chennai
Rep. by its Commissioner,
Ripon Buildings, Chennai-3.
3. The Director of School Education,
DPI Campus, No.68, College Road,
Chennai-6.
4. BSNL Chennai Telephones,
Rep. by its General Manger,
R.K.Nagar, Mandaveli, Chennai.
5. Ferdous Estates Private Ltd.
Rep. by its Director, M.M.Haneefa.
6. Ferdous Management Consultancy
Pvt. Ltd., Rep. by its Director.
7. M.M.Haneefa
8. Ferdous
Proprietrix, Zekkis Kids School.
9. B.Yusuf
10. Jerry

11.Fernando

12.S.Ruban Jayasingh

13.Ali Sher

14.B.Thomman

15.Mohammed John

16.Jannath

17.State of Tamil Nadu,

Rep. by its Secretary to Govt.,
Housing and Urban Development Dept.,
Fort St. George, Chennai.

(RR 9 to 17 impleaded as per orders
dated 11.04.2016 in MPs.2 & 3 of 2015) ... Respondents

Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Mandamus to direct the 1st respondent to take appropriate action to demolish the existing unauthorized constructions bar further illegal constructions and directing the respondents 2 to 4 to close down the illegal business activities being carried on by the respondents 5 to 8 in the residential complex Marine Square Apartments situated at T.S.Nos.2424 2425 Old Door Nos.26 & 27, New Door Nos.51-53, Santhome High Road, Mylapore, Chennai 600 004.

For Petitioner : Mr.T.Mohan
for M/s.Sai Bharath and Ilan

For Respondents : Mr.N.Sampath for R-1
: Mr.G.Anantha Rangan for R-2
: Mr.Mr.R.Vijayakumar
Additional Government Pleader
For RR 3 and 17
: Mr.S.R.Rajagopal
for Mr.B.Jeevan Kumar
for RR 5 to 8

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O R D E R

(Order of the Court was made by The Hon'ble Chief Justice)

We see no purpose in continuation of proceedings in this writ petition in view of the orders we have passed in W.P.No.14022 of 2016 as the orders to be passed thereafter can always be assailed. However, in case the necessity so arises for any reason, the petitioner may revive this petition.

Writ petition, accordingly, stands disposed of. No costs.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

sra

To

1. The Member Secretary,
Chennai Metropolitan Development
Authority, No.1, Gandhi Irwin Road,
Egmore, Chennai-8.
2. The Commissioner,
Corporation of Chennai
Ripon Buildings, Chennai-3.
3. The Director of School Education,
DPI Campus, No.68, College Road,
Chennai-6.
4. The Secretary to Govt. of Tamil Nadu,
Housing and Urban Development Dept.,
Fort St. George, Chennai.
5. The General Manger,
BSNL Chennai Telephones,
R.K.Nagar, Mandaveli, Chennai.

+1cc to Mr.N.Sampath, Advocate, S.R.No.6788

+1cc to Mr.B.Jeevan Kumar, Advocate, S.R.No.7167

+2cc's to M/s.Sai Bharath and Ilan, Advocate, S.R.No.7069

MG(CO)
CA(13/02/2017)

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