

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:26.07.2017

CORAM:

THE HONOURABLE MR. JUSTICE M.SATHYANARAYANAN
AND

THE HONOURABLE MR. JUSTICE N.SESHASAYEE

W.P.No.24613/2008 & MP.Nos.1 & 3/2008

B.Balakrishnan @ Parthe Baskar

.. Petitioner

Vs

1. The Chennai Metropolitan Development Authority
[CMDA] rep.by its Member Secretary
Egmore, Chennai-8.

2. Ozone Projects Private Ltd.,
rep.by its Managing Director,
NO.51/7/2, Ratna Avenue
Civil Station, Off Richmond Road
Bangalore-560025. Also at
No.63, GN Chetty Road,
T.Nagar, Chennai-600017.

..
Respondents

**R2 impleaded as per order
dated 06.01.2009 and recalled
as per order dated 20.01.2009
in MP.NO.2/2008 in WP.No.24613/2008.

Recalled the impleading of R2 Vide court order dt.20/01/2009 in
MP.2/08 in WP.No.24613/08.

Prayer:- Writ Petition filed under Article 226 of the
Constitution of India praying for issuance of a Writ of
certiorari calling for the records of the impugned order viz.,
Letter No.c3/15790/2007 dated 30.09.2008 of the respondent and
quash the same and forbearing the respondent from granting
planning permission to anybody in respect of subject properties
having extent of 1.76 acres comprised in survey No.229/1A and 3
acres comprised in Survey No.230/7A in Koyambedu village,
Chennai.

For Petitioner	: Mr.P.Chandrasekar
For R1	: Mr.N.Sampath
For R2	: Mr.R.Swaminathan

ORDER

[Order of the Court was made by M.SATHYANARAYANAN, J.]

The learned counsel for the petitioner on instructions, would submit that orders have been issued in favour of the counter party according to planning permission and those orders are also the subject matter of challenge / litigation in WP.No.25497/2013 and WA.Nos.844 and 845/2011 and therefore, submitted that nothing survives for adjudication in this writ petition.

2 The Court heard the submissions of Mr.N.Sampath, learned Standing Counsel appearing for the 1st respondent and Mr.R.Swaminathan, learned counsel appearing for the 2nd respondent.

3 In the light of the said development, nothing survives for adjudication in this writ petition. Therefore, the writ petition is closed, giving liberty to the petitioner to work out his remedy in the above cited pending litigations. No costs. Consequently, the connected miscellaneous petitions are also closed.

Sd/-
Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

AP

To

1. The Member Secretary
Chennai Metropolitan Development Authority
Thalamuthu Natarajan Building
Egmore, Chennai-8.

+1cc to M/s.R.Swaminathan, Advocate, S.R.No.52811
+1cc to M/s.N.Sampath, Advocate, S.R.No.52819

WP.No.24613/2008

CP(CO)
CU(16/08/2017)