

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.02.2017

CORAM :

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

W.P.No.14630 of 2013
and
M.P.Nos.1 to 3 of 2013

- 1.S.Pattabi
- 2.M.Subash
- 3.S.Thyagarajan
- 4.Vivek Dhamodaran
- 5.L.Siva Saravana Karthikeyan
- 6.R.Jayagovindan
- 7.Vittabhai

... Petitioners

-Vs-

1. The Commissioner of Chennai Corporation, Chennai.
2. The Executive Engineer, Zone-14, Corporation of Chennai, Puzhuthivakkam Main Road, Puzhuthivakkam, Chennai 600 091.
3. The Tahsildar, Shozhinganallur Taluk, Solinganallur.
4. The Member Secretary, Chennai Metropolitan Development Authority, Chennai.
5. The Collector, Kanchipuram District, Kanchipuram.
6. The Commissioner, St. Thomas Mount, Panchayat Union, Chitlapakkam.

7. Mahendiran

... Respondents

Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Certiorarified Mandamus to call for the records on the file of the 2nd respondent in proceedings No.MA.A.14. NA.KA.No.A2/187/2013 dated 30.04.2013 to quash the same so far as the petitioner is concerned and consequently direct the respondents 1 to 6 not to demolish the petitioners' house buildings without due process of law.

For Petitioners : Mr.M.Jothi Basu

For Respondents : Mr.V.C.Selvasekaran for RR 1 & 2
: Mrs.Vasudha Thiagarajan
Additional Government Pleader
For RR 3 and 5
: Mr.N.Sampath for R-4
: No appearance for RR 6 and 7

O R D E R

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

Learned counsel for the Corporation states that the impugned notice may be treated as withdrawn as, on verification, the stand of the authorities is that it is a poramboke land for which the Corporation is not the competent authority. As to whether there is violation or not, it is not for us to consider now.

2.Taking the aforesaid statement on record, the writ petition is disposed of. No costs. Consequently, M.P.Nos.1 to 3 of 2013 stand closed.

Sd/-

Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

sra

To

1. The Commissioner of Chennai Corporation, Chennai.
2. The Executive Engineer, Zone-14, Corporation of Chennai, Puzhuthivakkam Main Road, Puzhuthivakkam, Chennai 600 091.

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3. The Tahsildar,
Shozhinganallur Taluk,
Solinganallur.
4. The Member Secretary,
Chennai Metropolitan Development
Authority, Chennai.
5. The Collector,
Kanchipuram District, Kanchipuram.
6. The Commissioner,
St. Thomas Mount,
Panchayat Union, Chitlapakkam.

+1cc to Mr.N.Sampath, Advocate, S.R.No.7710
+1cc to Mr.M.Vijayakumar, Advocate, S.R.No.7982
+1cc to Mr.V.V.Kathiresan, Advocate, S.R.No.7851
+1cc to the Government Pleader, S.R.No.7859

W.P.No.14630 of 2013

SV(CO)
CA(14/02/2017)



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