

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.03.2017

CORAM :

THE HONOURABLE MR. JUSTICE M.M.SUNDRESH

WRIT PETITION NO.33307 OF 2016
AND WMP NO.28776 OF 2016

A.Vimala

... Petitioner

Vs.

- 1.The Commissioner
Corporation of Chennai
Rippon Building,
Chennai - 600 003.
- 2.The Deputy Commissioner
(Revenue and Finance)
Corporation of Chennai
Rippon Building,
Chennai - 600 003.
- 3.The Regional Deputy Commissioner (North)
Office of the Regional Deputy Commissioner
Corporation of Chennai
No.62, Basin Bridge Road,
Old Washermenpet, Chennai - 600 021.
- 4.The Revenue Officer
Revenue Department
Corporation of Chennai
Rippon Building, Chennai - 600 003.
- 5.The Zonal Officer
Zone IV
Corporation of Chennai
Old Washermenpet,
Chennai - 600 021.
- 6.The Assistant Revenue Officer
Zone IV Division 36
Corporation of Chennai
Old Washermenpet,
Chennai - 600 021.

7.The Assistant District Officer
Office of the Fire & Rescue Department
Chennai City North,
High Court Campus, Esplanade,
Chennai - 600 104.

8.N.S.Chandran
Proprietor
Madurai Pandiyan Chettinad Hotel
116/1, Erukkencherry High Road,
Sharma Nagar, Chennai - 600 039.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records and quash the order passed by the 5th respondent vide Ma.A4.Na.Ka.No.R1/4671/2016 dated 06.09.2016 and further direct the 5th respondent to close the hotel namely Madurai Pandiyan Chettinad Hotel at 116/1, Erukkencherry High Road, Sharma Nagar, Chennai - 600039 run by the 8th respondent.

For Petitioner : Mr.L.N.Praghasam
For Respondents 1-7: Mr.P.V.Selvakumar
For Respondent 8 : Mr.V.P.Raju

O R D E R

The petitioner, being the landlady of the respondent no.8, has come forward to file the present writ petition challenging the order dated 06.09.2016, passed by the fifth respondent, on the grounds that the license issued is not in compliance with law.

2. A perusal of the impugned order would show that it was passed primarily on the ground of pendency of the civil suit, which has been disposed of now.

3. In the counter affidavit filed by the fifth respondent, the following statement has been made:

"9. I respectfully submit that further action against the 8th respondent will be initiated by following rules in force."

4. In such view of the matter, this Court is of the view that the fifth respondent will have to be directed to issue fresh notice to the petitioner and the respondent no.8, on the issue of continuation of license issued already. Such an

adjudication has to be computed within a period of eight weeks from the date of receipt of a copy of this order, after due notice to the petitioner and the eighth respondent.

5. The writ petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

To

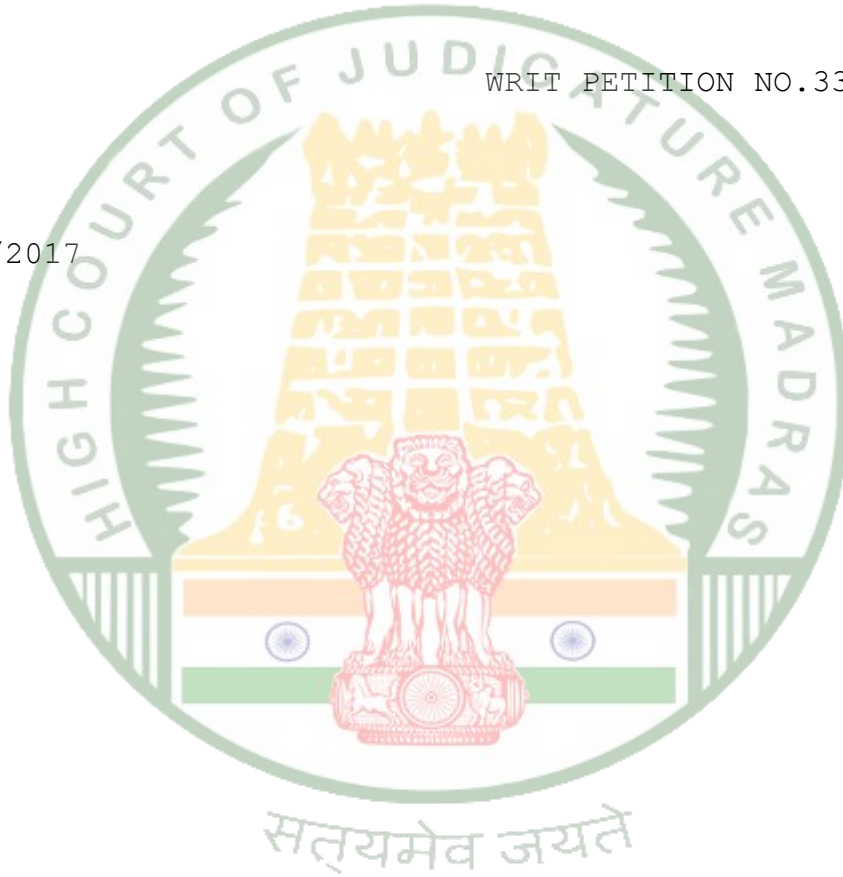
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+lcc to Mr.V.P.Raju, Advocate Sr.17493
+lcc to Mr.A.Thiagarajan, Advocate Sr.17477

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srg 28/03/2017



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