

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED: 30.01.2017

CORAM:

WEB COPY

THE HONOURABLE **MR.JUSTICE K.RAVICHANDRABAABU****W.P.(MD)No.1357 of 2017**

S.V.Karuppasamy.

.. Petitioner

Vs.

1. The District Collector,
Madurai District,
Madurai.

2. The Commissioner,
Madurai Corporation,
Madurai.

3. The Member Secretary,
Local Planning Authority,
Madurai District,
Madurai Corporation Campus,
Madurai.

4. The Assistant Town Planning Officer,
Zone II,
Madurai Corporation,
Madurai.

.. Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, to issue a writ of Mandamus directing the 4th respondent accept the petitioner's building plan approval License Application form in serial number 7379 dated 20.01.2017 on the file of the 4th respondent and scrutinized for granting building plan license after receipt of necessary fees within stipulated period as fixed by this Honourable Court

For Petitioner : Mr.A.G.Senthilkumar

For R1 : Mr.C.Selvaraj

Special Government Pleader

For R2 to R4 : Mr. R.Prabu Ramachandran

O R D E R

This writ petition is filed seeking for a direction to the fourth respondent to accept the petitioner's building plan approval license application form submitted on 20.01.2017.



2.First of all, the present writ petition filed on 24.01.2017 based on her application filed on 20.01.2017, cannot be entertained, as it is a pre-matured attempt of the petitioner in approaching this Court and seeking for such relief. Apart from the above said fact, it is also to be noted that the petitioner cannot seek for a positive mandamus directing the fourth respondent to accept his application. Therefore, on both counts, the present writ petition cannot be entertained.

3.Accordingly, this writ petition is dismissed, as pre-matured one, without expressing any view on the claim made by the petitioner, however, with liberty to the petitioner to approach this Court, as and when occasion arise for him to seek appropriate relief. No costs.

Sd/-

Assistant Registrar(C)

/True copy/

Sub Assistant Registrar

To

1. The District Collector,
Madurai District, Madurai.
2. The Commissioner,
Madurai Corporation, Madurai.
3. The Member Secretary,
Local Planning Authority,
Madurai District,
Madurai Corporation Campus, Madurai.
4. The Assistant Town Planning Officer,
Zone II, Madurai Corporation, Madurai.

+1 cc to M/s.R.Prabhu Ramachandran, Advocate in SR.No. 4690

+1 cc to M/s.A.G.Senthil Kumar, Advocate in SR.No. 5482

+1 cc to The Special Government Pleader in SR.No. 5013

rj2

JS/MSA/09.02.2017 :2P/8C

W.P. (MD) No.1357 of 2017
30.01.2017