



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.08.2017

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN
and
THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P. (MD) Nos.12193 and 10927 of 2016
and
W.M.P. (MD) Nos.9287 and 9288 of 2016

W.P. (MD) No.12193 of 2016:

Tamilthai

... Petitioner

Vs.

1.Tamilnadu Housing Board,
Represented by Executive Engineer and
Administrative Officer,
Madurai Housing Unit,
Ellis Nagar, Madurai.

2.Muthukumar

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus, calling for records pertaining to the impugned orders No.A3/736/15, dated 23.06.2016 and No.A3/736/2015, dated 05.07.2016 issued by the first respondent herein and quash the same as arbitrary, unreasonable and against Tamil Nadu Housing Board Act, 1961 and Tamilnadu Public Premises (Eviction of unauthorized Occupants) Act, 1975 and to consequently forbear the first respondent from handing over the common pathway situated on the northern side of the shop No.1 and shop No.4, Tamilnadu shopping complex, Near 1st milk booth, Ellis Nagar, Madurai-16, to the second respondent.

For Petitioner

: Mr.G.Thiyagaraj

for M/s.P.Prakash

For 1st Respondent

: Mr.P.Vinoth

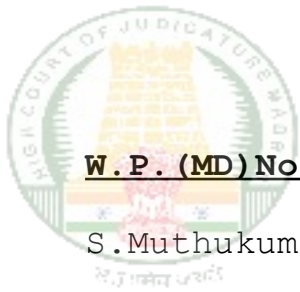
for Mr.S.Nagarajan

<https://hcservices.ecourts.gov.in/hcservices/>

For 2nd Respondent

: Mr.J.Barathan

for M/s.T.R.Jeyapalam



W.P. (MD) No.10927 of 2016:

S.Muthukumar

...Petitioner

Vs.

1. The Commissioner,
Madurai City Municipal Corporation,
Anna Maligai,
Madurai-625 002.
2. The Commissioner of Police,
Madurai.
3. The Tamilnadu Housing Board,
Represented by its Executive Engineer cum
Administrative Officer,
Madurai Housing Unit,
Ellis Nagar,
Madurai-625 016.
4. The Inspector of Police,
S.S.Colony Police Station,
Madurai-625 016.

5.T.Ramasamy

6.Chinnu

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents 2 and 4 to give adequate police protection to the third respondent for enabling the third respondent to remove the illegal constructions put up by the respondents 5 and 6 in the open spaces around the shopping complex belonging to the Tamilnadu Housing Board in front of the HIG residential block number 5, Ellis Nagar, Madurai.

For Petitioner

: Mr.T.R.Jeyapalam

for M/s.P.Prakash

For 3rd Respondent

: Mr.P.Vinoth
for Mr.S.Nagarajan
Standing Counsel

For Respondents 5 & 6

: Mr.G.Thiyagaraja
for Mr.Y.Krishnan

**COMMON ORDER**

[Order of the Court was made by **K.K.SASIDHARAN, J.**]

The writ petitions are closed, on account of the order, dated 03.08.2017 in W.P.(MD)No.5597 of 2017. Consequently, connected miscellaneous petitions are also closed.

Sd/-

Assistant Registrar(AD-II)

/True Copy/

Sub Assistant Registrar

To

1.The Commissioner of Police,
Madurai.

2.The Inspector of Police,
S.S Colony Police Station,
Madurai.

3.The Commissioner,
Madurai City Municipal Corporation,
Anna Maligai, Madurai-625 002.

4.The Executive Engineer cum Administrative Officer,
TNHB, Madurai Housing Unit,
Ellis Nagar, Madurai.

+1cc to Mr.S.Nagarajan, Advocate in SR.No.75617

+1cc to Mr.T.S.Mohamed Mohidheen, Advocate in SR.No.75540

+1cc to Mr.T.R.Jeyapalam, Advocate in SR.No.75539

PJL/vsg

AE/SV MMS/SAR1/13.09.2017/3P/8C

W.P(MD) Nos.12193 and 10927 of 2016
30.08.2017