



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.03.2017

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE A.SELVAM
and
THE HONOURABLE MR.JUSTICE N.AUTHINATHAN

W.P (MD) No.4766 of 2017
and
W.M.P (MD) No.3813 of 2017

K.Puspha Mala

.. Petitioner

Vs.

1. The Secretary,
Housing and Urban Development Department,
Fort St. George, Chennai.

2. The Member Secretary,
Tuticorin Local Planning Authority,
No.51, West Car Street,
Tuticorin.

.. Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a writ of Certiorari calling for the records relating to the impugned notice issued by the second respondent in his proceedings Na.Ka.No.54/2017/Thu.Vu.The.Ku, dated 31.01.2017 and the consequential impugned order in his proceedings Na.Ka.No.54/2017/Thu.Vu.The.Ku, dated 10.03.2017 and quash the same as illegal and in violation of provision of Tamil Nadu Town and Country Planning Act, 1971.

For Petitioner : Mr.B.Saravanan
For Respondents : Mr.K.Guru,
Additional Government Pleader

ORDER

[Order of the Court was made by A.SELVAM, J.]

This writ petition has been filed under Article 226 of the Constitution of India praying to call for records relating to the order dated 31.01.2017 and consequential order dated 10.03.2017 passed by the second respondent and quash the same, by way of issuing a writ of certiorari.



2.Mr.K.Guru, learned Additional Government Pleader, has taken notice for the respondents.

3.The learned counsel appearing for the petitioner has contended to the effect that after receipt of the notice mentioned in the petition, the petitioner has sent his application dated 17.03.2017 to the second respondent.

4.The learned Additional Government Pleader appearing for the respondents has also conceded that on 17.03.2017, an application has been received from the petitioner. Under the said circumstances, this Court is inclined to pass the following order.

5.In fine, the second respondent is strictly directed to dispose of the application dated 17.03.2017 within a period of seven days. The petitioner is at liberty to produce relevant documents before the second respondent. With the above observations, this writ petition is disposed of. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-
Assistant Registrar

/True Copy/

Sub Assistant Registrar

To

1. The Secretary,
Housing and Urban Development Department,
Fort St. George, Chennai.

2. The Member Secretary,
Tuticorin Local Planning Authority,
No.51, West Car Street, Tuticorin.

+ 1 CC TO Mr.B.SARAVANAN, ADVOCATE IN SR No. 17437
+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR No. 17072

SMN

TE/SKN-RSK/SAR-IV : 27/03/2017 : 2P/5C

ORDER MADE IN
W.P(MD)No.4766 of 2017 and
W.M.P (MD)No.3813 of 2017
22.03.2017