



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.11.2017

CORAM:

THE HONOURABLE MR.JUSTICE **R.MAHADEVAN**

W.P (MD) No.7871 of 2013

and

M.P (MD) No.1 of 2013

K.Parthasarathy

... Petitioner

Vs.

1. The President,
Innammaniachi Village,
Kovilpatti Taluk,
Thoothukudi District.

2. The Block Development Officer,
Panchayat Union Office,
Kovilpatti Taluk,
Thoothukudi District.

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the 1st respondent to give building plan approval in Plot No. 16 and 17 in Survey No. 163/2 and 164/2B situate at Allampatti village, Kovilpatti Taluk, Thoothukudi district and pass such further or other orders.

For Petitioner : Mr.S.Ramasamy

For Respondents : No appearance for R.1
Mr.T.R.Janarthanam for R.2

O R D E R

Alleging that, despite proper application, the respondents are not granting approval to the plan to the petitioner's building, he is before this Court, for the aforesaid relief.

2. Heard the learned Counsel for the petitioner and the learned Counsel appearing for the second respondent.

3. Upon notice, the learned Counsel appearing for the second respondent, on instructions, submitted that, in this subject matter, the authorities had already passed an order dated



14.12.2012, rejecting the claim of the petitioner. At this juncture, the learned Counsel for the petitioner seeks permission of this Court to challenge same.

4. Under such circumstances, this writ petition is closed, leaving it open to the petitioner to challenge the subsequent order dated 14.12.2012, if he is so advised. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CO)

/True Copy/

Sub Assistant Registrar

To

The Block Development Officer,
Panchayat Union Office,
Kovilpatti Taluk,
Thoothukudi District.

+ 1 cc TO Mr.S.Ramasamy , Advocate in SR No. 90613
+ 1 cc TO The Special Government Pleader in SR No. 90695

dsk

AE/MR KKR/SAR3/21.12.2017/2P/4C

ORDER MADE IN
W.P(MD) No.7871 of 2013
30.11.2017