

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.12.2018

CORAM
THE HONOURABLE MR.JUSTICE R.MAHADEVAN

W.P.No.27058 of 2008
and M.P.No.1 of 2008

M/s.Mullai Hotels Private Limited,
having its registered Office
at 1088, Poonamallee High Road,
Vepery, Chennai-600 007
rep.by its Director Pravin Jain

...Petitioner

Vs

1.The Member Secretary,
Chennai Metropolitan Development Authority
No.1, Gandhi Irwin Road,
Egmore, Chennai-600 008.

2.The Assistant Commissioner,
Zonal Office 7, Division No.103,
Corporation of Chennai,
Chennai-600 003.

3.The Commissioner,
Corporation of Chennai,
Ripon Buildings, Chennai-600 003.

...Respondents

Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus forbearing the respondents, their men, agents, subordinates, servants or any one acting under them from in any manner interfering with the peaceful enjoyment and possession of 360 sq.mts of land earmarked as open space area and presently developed into a park situate at S.No.659/1, Door No.1088, Poonamallee High Road, Vepery, Chennai-600 007.

For Petitioner : Mr.T.T.Ravichandran

For Respondents : Mr.M.Thiruvengadam for R1
Mr.K.Soundararajan for R2 and R3

ORDER

The learned counsel for the petitioner fairly submitted that the writ petition may be closed giving liberty to the petitioner to approach the competent authority afresh for appropriate remedy.

2.Recording the above submission made by the learned counsel for the petitioner, the writ petition is closed, granting liberty to the petitioner to file appropriate application before the competent authority. On such filing, the same shall be considered on merits and appropriate orders be passed in accordance with law. No costs. Consequently, the connected miscellaneous petition is also closed.

Sd/-
Deputy Registrar

//True Copy//

Sub Assistant Registrar

KM

To

1.The Member Secretary,
Chennai Metropolitan Development Authority
No.1, Gandhi Irwin Road,
Egmore, Chennai-600 008.

2.The Assistant Commissioner,
Zonal Office 7, Division No.103,
Corporation of Chennai,
Chennai-600 003.

3.The Commissioner,
Corporation of Chennai,
Ripon Buildings, Chennai-600 003.

+1cc to Mr.T.T.Ravichandran, Advocate, S.R.No.85299
+1cc to Mr.S.Thiruvengadam, Advocate, S.R.No.84361
+1cc to Mr.K.Soundararajan, Advocate, S.R.No.84653

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rrs 02/01/2019