

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.04.2018

CORAM

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

W.P.No.7869 of 2018

R.Saravanamurthy

... Petitioner

Versus

1. State of Tamilnadu
Rep by its Principal Secretary,
Municipal Administration and Water Supply Department,
St.George Fort,
Chennai - 600 009.
2. The Commissioner,
Corporation of Chennai,
Rippon Buildings,
Chennai - 600 003.
3. K.R.Zakir Hussain

...
Respondents

Prayer:

Writ Petition is filed under Article 226 of the Constitution of India, seeking for a Writ of Mandamus, directing the second respondent to pull down/demolish the dangerous and dilapidated building in the premises bearing No.39/1-11, G.P Road, Chennai - 600 002, belonging to the third respondent.

For Petitioner : M/s.Inthu Karunakaran

For Respondents : Mr.V.Shanmuga Sundar

Special Government Pleader, for R1

Mr.T.C.Gopalakrishnan

Standing Counsel for R2

Mr.L.J.Vengatesh for R3

O R D E R

The petitioner has come forward with the present writ petition seeking a writ of mandamus, directing the second respondent to pull down/demolish the dangerous and dilapidated building in the premises bearing No.39/1-11, G.P Road, Chennai - 600 002, belonging to the third respondent.

2. Heard the learned counsel for the petitioner and the learned counsels appearing for the respondents and perused the materials available on record.

3. According to the petitioner, the building in question is in a dilapidated condition and despite representations to the respondents, no action was taken. Hence the present writ petition.

4. The learned Standing Counsel appearing for the second respondent would submit that the Regional Deputy Commissioner (North), Greater Chennai Corporation, Zone V, has already issued a notice to the third respondent under Section 258, Madras City Municipal Corporation Act.

5. In the light of the above facts and submissions, this Court is of the opinion that, no further adjudication is required in this matter. This Court directs that the Regional Deputy Commissioner(North), Greater Chennai Corporation, Zone V, shall take follow up action and pass appropriate orders on merits and in accordance with law, within a period of three months, from the date of receipt of a copy of this order.

6. With the above direction, this writ petition is disposed of. However, there shall be no order as to costs.

Sd/-

Assistant Registrar(CS IX)

//True Copy//

Sub Assistant Registrar

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To

1. The Principal Secretary, State of Tamilnadu
Municipal Administration and Water Supply Department,
St.Fort George, Chennai - 600 009.

2. The Commissioner, Corporation of Chennai,
Rippon Buildings, Chennai - 600 003.

3. The Regional Deputy Commissioner (North)
Greater Chennai, Corporation, Zone V, Chennai.

+1cc to M/s.Inthu Karunakaran, Advocate, S.R.No.27436
+1cc to Mr.T.C.Gopalakrishnan , Advocate, S.R.No.27019
+1cc to the Government Pleader, S.R.No.27715

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CS/25/04/18