

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.09.2018

CORAM

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

W.P. No.21273 of 2009 and  
W.M.P.No.2 of 2009

Ramasamy Pandian

... Petitioner

Vs

1.The Chennai Metropolitan Water  
Supply and Sewerage Board,  
Represented by its  
Managing Director,  
Head Office,  
No.1, Pumping Station Road,  
Chintadripet, Chennai 600 002.

2. The Area Engineer,  
Chennai Metropolitan Water,  
Supply and Sewerage Board,  
Area IX Office,  
No.15, V.V.Koil Street,  
Saidapet, Chennai 600 015

...Respondents

PRAYER: This writ petition has been filed under Article 226 of the Constitution of India for a Writ of Certiorari calling for the records relating to the proceedings of the 2<sup>nd</sup> respondent dated 5.1.2009 issued in SI.No. 1501 of Area/Depot/CMC No.09/134/1019/00001 and SI.No. 1502 of Area/Depot/CMC No.09/134/1019/00002 and quash the same as arbitrary,illegal,without jurisdiction and ultravires under the provisions of the Chennai Metropolitan Water Supply and Sewerage Board Act, 1978.

For Petitioner : Mr.S.Santhan

For Respondent : Mr.V.C.Selvasekaran,  
Standing Counsel.

ORDER

Challenging the impugned order passed by the second respondent dated 5.1.2009 in SI.No. 1501 of Area/Depot/CMC No.09/134/1019/00001 and SI.No. 1502 of Area/Depot/CMC No.09/134/1019/00002, the petitioner is before this Court with this writ petition.

2.The impugned demand made by the Chennai Metropolitan Water Supply and Sewerage Board, is subject to the property tax imposed by the Chennai Corporation.

3.Today, in a connected writ petition filed by the petitioner herein in W.P.No.15480 of 2008, this Court has directed the petitioner to appear before the Assistant Revenue Officer, Zone 9, Saidapet, Corporation of Chennai to raise his objections in respect of enhancement of property tax on 12.09.2018.

4.In view of the above development, the respondents herein are directed to issue a fresh demand notice to the petitioner based on the orders to be passed by the Assistant Revenue Officer, Zone 9, Saidapet, Corporation of Chennai.

5.With the above direction, the writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-  
Assistant Registrar(CS V)

//True Copy//

सत्यमेव जयते Sub Assistant Registrar

jbm

To

1. The Managing Director,  
The Chennai Metropolitan Water  
Supply and Sewerage Board,  
Head Office,  
No.1, Pumping Station Road,  
Chintadripet, Chennai 600 002.

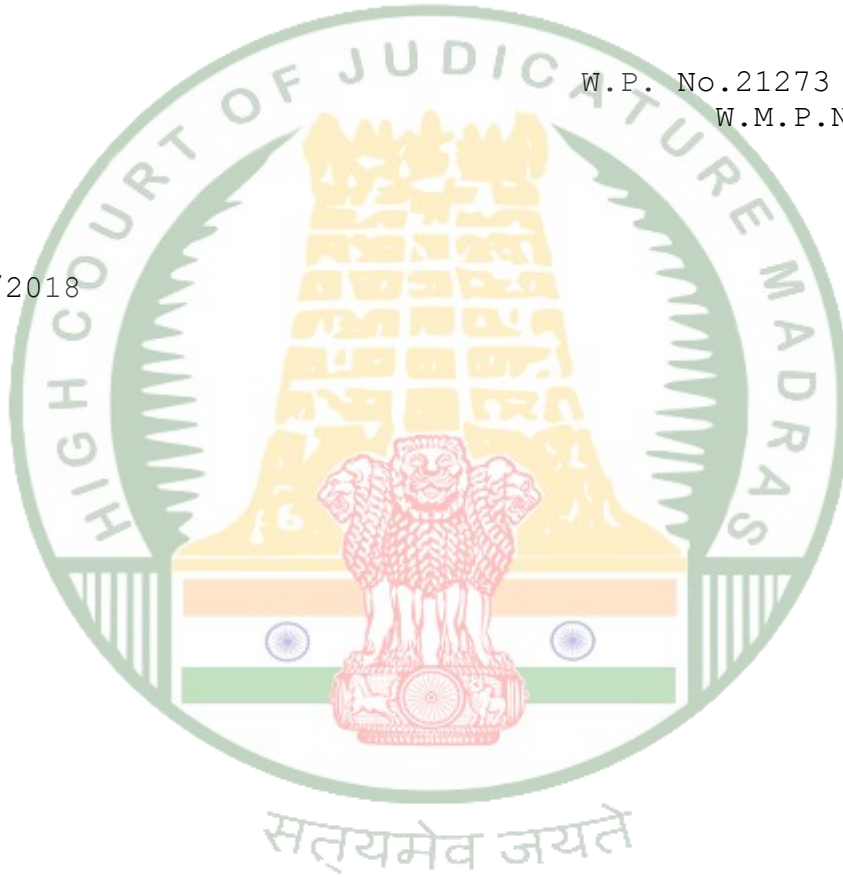
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2. The Area Engineer,  
Chennai Metropolitan Water,  
Supply and Sewerage Board,  
Area IX Office,  
No.15, V.V.Koil Street,  
Saidapet, Chennai 600 015.

+lcc to Mr.S.Santhan, Advocate Sr.63728  
+lcc to Mr.N.Ramesh, Advocate Sr.63871

W.P. No.21273 of 2009 and  
W.M.P.No.2 of 2009

rsk[co]  
srg 30/10/2018



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