

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.06.2018

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.15603 of 2018 and
W.M.P.No.18515 of 2018

V.Gandhimathi

.. Petitioner

Vs.

1.The Secretary to the Government,
Tamil Nadu Slum Clearance Board,
Fort, Chennai - 09.

2.The Chairman,
Tamil Nadu Slum Clearance Board,
No.5, Kamarajar Salai, Chennai - 5.

.. Respondents

Petition under Article 226 of the Constitution of India,
praying for the issue of a Writ of Mandamus, directing the
respondent to consider the representation dated 19.04.2018 and
to allot a shop to the petitioner.

For Petitioner : Mr.L.Prabahar

For Respondents: Mrs.P.Rajalakshmi,

Additional Government Pleader (R1)

Mr.S.Prabhu, Standing Counsel (R2)

O R D E R

This Writ Petition has been filed seeking for a Writ of
Mandamus directing the respondent to consider the
representation dated 19.04.2018 and to allot a shop to the
petitioner.

2.The learned counsel appearing for the petitioner
submitted that the petitioner's husband was allotted a
shop/bunk by the respondents. By letter dated 29.02.2000, the
respondent revised the rent. In the year 2009, the petitioner
was directed to vacate and hand over vacant possession to
enable the respondents to construct new shops and allot a shop
portion to the petitioner. Based on this, the petitioner
vacated the Bunk shop. The respondents had constructed
residential portions and not commercial shops, resulting in
the non-allotment of a shop to the petitioner's husband. The
petitioner's husband made representations on 26.12.2011 and
15.12.2014 requesting to allot a shop to him. But till date,
no action has been taken. In the meantime, the petitioner's
husband had died on 15.11.2017.

3.The learned standing counsel appearing for the 2nd respondent sought for sufficient time to consider the petitioner's representations.

4.In view of the same, the Writ Petition is disposed of, directing the 2nd respondent to consider the pending representations of the petitioner, on merits , within a period of four weeks from the date of receipt of a copy of this order. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS-V)

//True Copy//

Sub Assistant Registrar

va
To

1.The Secretary to the Government,
Tamil Nadu Slum Clearance Board,
Fort, Chennai - 09.

2.The Chairman,
Tamil Nadu Slum Clearance Board,
No.5, Kamarajar Salai, Chennai - 5.

+ 1 cc to Mr. L. Prabakar, Advocate Sr.40818
+ 1 cc to Mr.S. Prabhu, Advocate Sr.40285
+ 1 cc to the Government Pleader SR.40964

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(CS-V)
EU(12/07/2018)

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