

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.07.2018

CORAM

THE HONOURABLE MR. JUSTICE K.KALYANASUNDARAM

W.P.No.17996 of 2010

T.J.Nirmaladevi

Rep. by her Power of Attorney Agent

T.Jeyarao

... Petitioner

vs.

1. The District Collector,
Kancheepuram District, Kancheepuram.

2. The Tahsildar,
Kancheepuram Taluk, Kancheepuram.

3. The Executive Officer,
Walajahbad Town Panchayat,
Walajabad, Kancheepuram District.

4. Walajabad Weaning Food Manufacturing,
Women's Development Industrial Co-op.
Society Ltd., S.W.No.91,
Rep. by its Special Officer,
No.16, Subedhar Street,
Walajabad, Kancheepuram District.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Certiorarified Mandamus calling for the records issued by the 2nd respondent in Na.Ka.No.7028/2009/A5, dated 08.03.2010 and order issued by the 3rd respondent Na.Ka.63/2010, dated 23.07.2010 and quash the same as illegal and directing the 3rd respondent to approve the petitioner planning permission dated 29.01.2010.

For Petitioner : M/s.A.Sumathy

For Respondents : Mr.N.Inbanathan,
AGP, for RR1& 2
Mr.J.Raja Kalifullllah, for R3
Mr.T.Sathyamoorthi, for R4

ORDER

Heard the learned counsel for the petitioner, learned Additional Government Pleader for the respondents 1 and 2 and learned counsels for the respondents 3 & 4.

2. According to the petitioner, she is the absolute owner of the property measuring an extent of 3190 sq.ft. in Walajabad, Kancheepuram Taluk in Survey No.221/1, vide registered sale deed, dated 19.09.2007.

3. The petitioner has filed this writ petition, challenging the assignment of land in favour of the fourth respondent by the second respondent in Na.Ka.No.7028/2009/A5, dated 08.03.2010 and rejection of the building plan application of the petitioner, dated 23.07.2010.

4. It is now represented that in respect of the same property a Civil Suit in O.S.No.85 of 2010 is pending before the District Munsif Court, Kancheepuram.

5. The learned counsel for the petitioner seeks permission of this Court to withdraw this writ petition and to agitate her right before the competent Civil Court.

6. In the light of the above submission, this writ petition is dismissed as withdrawn with liberty. No costs.

Sd/-

Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

pvs

To

1. The District Collector,
Kancheepuram District, Kancheepuram.

2. The Tahsildar, Kancheepuram Taluk, Kancheepuram.

3. The Executive Officer,
Walajahbad Town Panchayat,
Walajabad, Kancheepuram District.

+lcc to M/s.J.Jayendra Krishnan, Advocate, S.R.No.46812

+lcc to the Government Pleader, S.R.No.46541

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KGK(CO)

CS/07/08/18