



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.07.2019

CORAM

WEB COPY

THE HON'BLE MRS.VIJAYA K.TAHILRAMANI, CHIEF JUSTICE
AND
THE HON'BLE MR.JUSTICE M.DURAI SWAMY

W.P.Nos.21391 to 21395 of 2007

A.S.JEEVANANDAN	.. Petitioner in WP.21391/2007
Y.M.MOHAN	.. Petitioner in WP.21392/2007
JAMUNA VENKATESAN	.. Petitioner in WP.21393/2007
S.VIJAYAKUMAR	.. Petitioner in WP.21394/2007
S.SRINIVASAN	.. Petitioner in WP.21395/2007

Vs

- 1 THE MEMBER SECRETARY
CHENNAI METROPOLITAN DEVELOPMENT AUTHORITY
GANDHI IRWIN ROAD
EGMORE, CHENNAI - 8.
- 2 THE COMMISSIONER
AVADI MUNICIPALITY
AVADI, CHENNAI - 54. .. Respondents in all W.Ps

PRAYER in W.P.No.21391 of 2007: Petition under Article 226 of the Constitution of India seeking issuance of a writ of certiorari calling for the connected records in relation to the impugned Notice R.O.C.No.4902/2002/F2, dated 30.4.2007 of the second respondent and quash the same as illegal and void.

PRAYER in W.P.No.21392 of 2007: Petition under Article 226 of the Constitution of India seeking issuance of a writ of certiorari calling for the connected records in relation to the impugned Notice R.O.C.No.4898/2002/F2, dated



30.4.2007 of the second respondent and quash the same as illegal and void.

PRAYER in W.P.No.21393 of 2007: Petition under Article 226 of the Constitution of India seeking issuance of a writ of certiorari calling for the connected records in relation to the impugned Notice R.O.C.No.4897/2002/F, dated 30.4.2007 of the second respondent and quash the same as illegal and void.

PRAYER in W.P.No.21394 of 2007: Petition under Article 226 of the Constitution of India seeking issuance of a writ of certiorari calling for the connected records in relation to the impugned Notice R.O.C.No.4896/2002/F, dated 30.4.2007 of the second respondent and quash the same as illegal and void.

PRAYER in W.P.No.21395 of 2007: Petition under Article 226 of the Constitution of India seeking issuance of a writ of certiorari calling for the connected records in relation to the impugned Notice R.O.C.No.4895/2002/F, dated 30.4.2007 of the second respondent and quash the same as illegal and void.

For Petitioners : Mr.D.Muthukumar
for M/s.Paul and Paul

For Respondents : Mrs.Veena Suresh
for 1st respondent

Mr.P.Srinivas
for 2nd respondent

COMMON ORDER

(Order of the Court was made by the Hon'ble Chief Justice)

Heard Mr.D.Muthukumar, learned counsel for the petitioners; Mrs.Veena Suresh, learned counsel for the first respondent and Mr.P.Srinivas, learned counsel for the second respondent.

2. The petitioners approached this Court being aggrieved by the notices dated 30.4.2007 rejecting the applications submitted by the petitioners seeking regularization of unauthorized/deviated buildings. The said notices were issued by the second respondent, i.e., the Commissioner, Avadi Municipality.

3. The learned counsel for the second respondent states that the said notices have been wrongly issued to the petitioners and the same may be quashed. The said submission is recorded.



In view of the submission made by the learned counsel for the second respondent, these writ petitions are allowed and the impugned notices dated 30.4.2007 are set aside. No costs. Consequently, M.P.Nos.1 of 2007 (5 petitions) are closed.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

sasi

To:

- 1 THE MEMBER SECRETARY
CHENNAI METROPOLITAN DEVELOPMENT AUTHORITY
GANDHI IRWIN ROAD
EGMORE, CHENNAI - 8.
- 2 THE COMMISSIONER
AVADI MUNICIPALITY
AVADI, CHENNAI - 54.

+5 ccs to M/s.Paul & Paul, Advocate, S.R.No.64342

+1 cc to M/s.P.Srinivas, Advocate, S.R.No.64156

W.P.Nos.21391 to 21395 of 2007

NRJK(CO)
SSM(14/08/2019)