

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.06.2019

CORAM :

The Hon'ble Mrs.VIJAYA K.TAHILRAMANI, CHIEF JUSTICE
AND
The Hon'ble Mr.JUSTICE M.DURAI SWAMY

W.P. No.12812 of 2003

Manali Sri Ramakrishna Mudaliar
Family Charitable Trust,
Rep. by its Hereditary Trustee. .. Petitioner

-vs-

- 1.The Commissioner,
Trichy City Municipal Corporation,
Cantonment, Trichy-1.
- 2.K.S.Nagarajan
- 3.V.Arokiya Dass .. Respondents

Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Mandamus to direct the 1st respondent to take action on the unauthorised constructions sought to be put up in T.S.No.2197, Ward 2, Block 50, Singer Koil Street, Padasalai Thottam, Srirangam within Trichy Municipal Corporation and to take action to forthwith stop the illegal constructions that are being carried on therein.

For Petitioner : Mr.P.Girish Kumar
for M/s.Sarbhauman Associates

For Respondents : Mr.P.Srinivas for R-1
: Not ready in notice reg. RR 2 & 3

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O R D E R
(Order of the Court was made by M.DURAI SWAMY, J.)

The petitioner has filed the above writ petition to issue writ of mandamus to direct the 1st respondent to take action on the unauthorised construction sought to be put up in T.S.No.2197, Ward 2, Block 50, Singer Koil Street, Padasalai Thottam, Srirangam within Trichy Municipal Corporation.

2.The learned counsel appearing on either side submitted that the petitioner has also filed a civil suit in O.S.No.2124 of 2004 on the file of III Additional District Munsif Court, Trichy, for the very same relief sought for in the writ petition and the said suit was also decreed on 07.02.2007.

Since the petitioner has already got the remedy in O.S.No.2124 of 2004, the present writ petition is closed. No costs.

sra

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

The Commissioner,
Trichy City Municipal Corporation,
Cantonment, Trichy-1.

+lcc to Mr.M.R.Kuyilan, Advocate, SR.No.46138
+lcc to Mr.P.Srinivas, Advocate, SR.No.46801

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Kak(16/07/2019)

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