

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 13.08.2019
CORAM
THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM
W.P.No.37334 of 2007
and
M.P.No.2 of 2007

M/s.Anton Engineering,
Represented by its Proprietrix,
Zita Vijay.

..Petitioner

Vs

1.The Chairman,
Chennai Port Trust,
No.1, Rajaji Salai,
Chennai - 600 001.

2.The Chief Engineer,
Chennai Port Trust,
No.1, Rajaji Salai,
Chennai - 600 001.

.. Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, seeking issuance of a writ of certiorarified mandamus, calling for the records relating to the proceedings of the second respondent published in newspaper Daily Thanthi dated 28.11.2007 in NIT No.T/JDA/98/7/E, quash the same and direct the respondents to permit the petitioner to dismantle and remove the building.

For Petitioners : Mr.R.N.Amarnath
For Respondents : Mr.R.Karthikeyan
Standing Counsel

O R D E R

Heard Mr.R.N.Amarnath, learned counsel for the petitioner, Mr.R.Karthikeyan, learned Standing Counsel for the respondents and perused the materials available on record.

2. This writ petition has been filed challenging the auction notification issued by the second respondent dated 28.11.2007.

3. Though, the writ petition has been filed challenging the auction notification on various grounds, but, in the counter affidavit filed by the respondents it is stated that due to

administrative reasons the subject tender had been withdrawn by the respondent Port Trust. Hence, the prayer sought for in this writ petition has become infructuous.

4. In the light of the stand taken by the respondents in the counter affidavit, the writ petition is dismissed as having become infructuous. However, the order passed in the present writ petition will not affect the right of the petitioner in W.P.No.14327 of 2008. No costs. Connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

ms

To

1.The Chairman,
Chennai Port Trust,
No.1, Rajaji Salai,
Chennai - 600 001.

2.The Chief Engineer,
Chennai Port Trust,
No.1, Rajaji Salai,
Chennai - 600 001.

+lcc to Mr.R.N.Amarnath, Advocate sr.69189

W.P.No.37334 of 2007
and
M.P.No.2 of 2007

ad(co)
nr 30/09/2019

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