

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :19.08.2019

CORAM

THE HON'BLE MR.JUSTICE M.DHANDAPANI

W.P.No. 7806 of 2011
and M.P.No.1 of 2011

U.Karunasesh

..Petitioner

Vs.

1. The State of Tamil Nadu,
Rep. by its Secretary,
Housing and Urban Development Department,
Fort St. George,
Chennai - 600 009.

2. Chennai Metropolitan Development Authority,
Rep. by its Member Secretary,
No. 1, Gandhi-Irwin Road,
Egmore, Chennai - 600 008.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, calling for the records of the 2nd respondent dated 22.02.2011 in Letter No. C-3/4516/2008 and quash the same in respect of the insistence and demand for security deposit and caution deposit and contained in clauses iv, vi, vii and viii of the impugned letter and direct the 2nd respondent to issue the planning permission to the petitioner in respect of the proposed construction of Stilt Plus Ten Floors I.T. Building and Ground Floor and First Floor Service Block in S.Nos. 413/2/ 418/1A2, 418/2B, 420/1B, 421/3A, 412/2C, 418/1A3, 420/1C, and 421/3B in Ambattur Village, MTH Road, Ambattur Industrial Estate, Chennai without insisting upon the security deposit for STP for Rs. 7,80,000.00 and security deposit of Rs.38,75,000.00 for building and Caution deposit Rs. 1,20,00,000.00 and Infrastructure and Amenities charges of Rs. 1,36,90,000.00.

For Petitioner : Mr.T.Srinivasaraghavan

For Respondents : Mr.J.Ramesh, AGP for R1

Mr.P.Tamil mani for R2.

O R D E R

Today, when the writ petition has taken up for consideration, the learned counsel for the petitioner has made an endorsement, which reads as follows:

"Since as per order of this Hon'ble Court dated 28.03.2011 passed in M.P.No. 1 of 2011, the

petitioner has issued Bank guarantees, instead of cash for caution deposit and security deposit. The bank guarantees were accepted by CMDA. The petitioner had completed construction and CMDA has given completion certificate on 02.01.2019. Therefore, the writ petition may be closed as infructuous."

2. In view of the above endorsement made by the learned counsel for the petitioner, this writ petition is closed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Secretary,
State of Tamil Nadu,
Housing and Urban Development Department,
Fort St. George,
Chennai - 600 009.
2. The Member Secretary,
Chennai Metropolitan Development Authority,
No. 1, Gandhi-Irwin Road,
Egmore, Chennai - 600 008.

+1 cc to M/s.P.Tamilmani, Advocate Sr.No. 70633

+1 cc to The Government Pleader, Sr.No.70829

AKM/14.10.19/2P-5C /

सत्यमेव जयते

W.P.No. 7806 of 2011

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