

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.03.2019

CORAM

THE HONOURABLE MR. JUSTICE K.RAVICHANDRABAABU

W.P. No. 5242 of 2019

B.Sathish

... Petitioner

Vs.

1. The Commissioner
Corporation of Chennai
Rippon Building
Chennai - 600 003.
2. The Zonal Officer
Zone-8, Greater Chennai Corporation
Rippon Building
Chennai- 600 009.
3. The Assistant Revenue Officer
Zone-8, No.36B, 2nd Cross Street
Pulla Avenue
Shenoy Nagar
Chennai-600 030.
4. The Executive Engineer
Zone-8, No.36 B, 2nd Cross Street
Pulla Avenue
Shenoy Nagar, Chennai 600 030.
5. The Assistant Engineer
Zone-8, No.36 B, 2nd Cross Street
Pulla Avenue, Shenoy Nagar
Chennai - 600 030.

... Respondents

Prayer :: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to permit the petitioner to take his belongings from the premises at No.29/15, Millers Road, Kilpauk, Chennai - 600 010, based on the representation dated 09.02.2019.

For Petitioner : Mr.Praveen S Purohit

For Respondents : Mr.G.Anantharangan, Standing Counsel

O R D E R

The petitioner seeks for a direction to the respondents to permit him to take his belongings from the premises at No.29/15, Millers Road, Kilpauk, Chennai - 600 010, based on the representation dated 09.02.2019.

2.Heard both sides.

3.The petitioner was running a restaurant in the said premises. On 10.11.2018 the Corporation officials sealed the premises on the reason that the said restaurant was being run without a trading license obtained from the Corporation. Now the petitioner has filed the present writ petition by categorically making averments in the affidavit filed in support of this writ petition that he has decided to vacate the premises.

4.Considering the fact that the petitioner has decided to vacate the premises and therefore, he wants to take his belongings from the premises, this Court is of the view that there cannot be any impediment for the respondents Corporation in permitting the petitioner to take his belongings from the premises.

5.Accordingly, this writ petition is disposed of on the following terms:

- (a) The Corporation Officials will remove the seal only for the purpose of removing the belongings available in the premises and not for any other purpose;
- (b) The petitioner shall complete the entire process of vacating the premises with their belongings within a period of 7 days from the date of desealing.
- (c) The Corporation Official will deseal the premises on 06.03.2019.

No costs. Post the matter 'for reporting compliance' on 14.03.2019.

Sd/-
Assistant Registrar(CS-III)

//True Copy//

Sub Assistant Registrar

maya/sni

To

1. The Commissioner
Corporation of Chennai
Rippon Building
Chennai - 600 003.
 2. The Zonal Officer
Zone-8, Greater Chennai Corporation
Rippon Building, Chennai- 600 009.
 3. The Assistant Revenue Officer
Zone-8, No.36B, 2nd Cross Street
Pulla Avenue
Shenoy Nagar
Chennai-600 030.
 4. The Executive Engineer
Zone-8, No.36 B, 2nd Cross Street
Pulla Avenue
Shenoy Nagar, Chennai 600 030.
 5. The Assistant Engineer
Zone-8, No.36 B, 2nd Cross Street
Pulla Avenue, Shenoy Nagar
Chennai - 600 030.
- +1 cc to Mr.Praveen S Purohit, Advocate, S.R.No.20488
- SSM(05/03/2019).

W.P. No. 5242 of 2019

सत्यमेव जयते

WEB COPY