

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.07.2019

CORAM

THE HON'BLE MR.JUSTICE P.D.AUDIKESSAVALU

W.P. No. 5842 of 2018

N. Sridharan

..Petitioner

Vs.

1. The Managing Director
The Tamil Nadu Housing Board
Head Office, Nandanam
Chennai - 600 035.

2. The Superintendent (Allotment)
K.K. Nagar Division
Tamil Nadu Housing Board
Ashok Nagar Shopping Centre
Chennai - 600 083.

3. The Executive Engineer/ Administrative Officer
K.K. Nagar Division
Tamil Nadu Housing Board
Ashok Nagar Shopping Centre
Chennai - 600 083.

.... Respondents

Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the Respondents to consider his representation letter dated 19.02.2018 for allotment of Housing Board Plot No. 119, Phase -I under Melamaiyur Scheme situated in NGGO Nagar, Chengalpattu 603 001, Kancheepuram District and allot the said plot mentioned in the Schedule of the Petition to him.

For Petitioner : Mr. T.V. Krishnamachari

For Respondents : Mr. R. Bharath Kumar
Standing Counsel
(For Slum Clearance Board)

O R D E R

When it is pointed out by the Learned Standing Counsel appearing for the Respondents that the nature of grievance ventilated by the Petitioner in the representation dated

19.02.2018 for allotment of Plot No. 119 in Phase - I under Melamiyur Scheme situated in NGGO Nagar, Chengalpattu - 603 001, for disposal of which direction has been sought in the Writ Petition cannot be considered inasmuch as the Petitioner is in unlawful occupation of the said land, Learned Counsel for the Petitioner seeks permission of this Court to withdraw the Writ Petition with liberty to participate in auction, if conducted in future, for sale of the said land and he has made an endorsement to that effect, which is recorded.

2. Accordingly, the Writ Petition is dismissed as withdrawn granting such liberty. It is hastened to clarify here that no view has been expressed by this Court on the entitlement or correctness of the claim made by the Petitioner with regard to the said land. No costs.
maya

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Managing Director
The Tamil Nadu Housing Board
Head Office, Nandanam
Chennai - 600 035.
2. The Superintendent (Allotment)
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Ashok Nagar Shopping Centre
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Tamil Nadu Housing Board
Ashok Nagar Shopping Centre
Chennai - 600 083.

+2cc to Mr.T.V.Krishmachari, Advocate, SR.No.58297/19
+1cc to Mr.R.Bharath Kumar, Advocate, SR.No.59078/19

W.P. No. 5842 of 2018

Kak(29/07/2019)