

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 04.09.2019

CORAM:

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

W.P. No.18382 of 2019

R.Radhamani

... Petitioner

Vs.

1. The Chairman,
Tamil Nadu Slum Clearance Board,
Chennai.

2.The Superintending Engineer,
Tamil Nadu Slum Clearance Board,
Coimbatore District.

3.Sundharapuram Babu

... Respondents

Prayer:- Writ petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus for a direction, directing the respondent No.1 to remove all the cable connections which gave unauthorised by one Sundarapuram Babu in Kurinji Pilliyarpuram and Sugunapuram (east) scheme area within the time period stipulated by this Court.

For Petitioner : M/s.B.Bhuvaneshwari

For Respondents: Mr.M.Rajasekar for R1 and R2

O R D E R

The Learned Counsel appearing for the First and Second Respondents, on instructions, submits that the license granted to the Petitioner to operate the Cable TV Service Connection for the period from 01.11.2005 to 31.10.2006 has already lapsed and she cannot claim any right to carry on operations of granting cable TV connection.

2. In response to the aforesaid contention, the Learned Counsel for the Petitioner submits that the Respondents have not refunded the amount deposited as security deposit, till date.

3. The Learned Counsel for the First and Second Respondents states that if a representation is made by the Petitioner in that regard, the same would be considered and decision taken thereon.

4. In view of the aforesaid submissions made, the Learned Counsel for the Petitioner seeks permission of this Court to withdraw the Writ Petition with liberty to the Petitioner to pursue the claim for refund of the security deposit made with the Respondents.

5. Accordingly, the Writ Petition is dismissed as withdrawn, granting liberty to the Petitioner to make such representation for refund of the security deposit made. If such representation is made, the Respondents shall expeditiously consider the same on merits, in accordance with law and communicate the decision taken to the Petitioner. However, it is made clear that this Court has not expressed any view on the correctness or entitlement of the claim sought to be made by the Petitioner for refund of the security deposit. No costs.

Sd/-

Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

To

1. The Chairman,
Tamil Nadu Slum Clearance Board,
Chennai.

2.The Superintending Engineer,
Tamil Nadu Slum Clearance Board,
Coimbatore District.
Erode District.

+1cc to Mr.C.Veeraraghavan, Advocate sr.76584
+1cc to M/s.B.Bhuvaneshwari, Advocate sr.76618
+1cc to Mr.M.Rajasekar, Advocate sr.76639

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