



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 08.04.2019

CORAM

THE HONOURABLE MR. JUSTICE M.SATHYANARAYANAN

AND

THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

Cont.P.No.2612/2018 & Sub.Appln.No.725/2018

The Mylapore Juma Mosque Managing Committee
rep.by its Joint Muthawali S.M.Mohideen
No.178, New No.52, Kutchery Road
Mylapore, Chennai 600 004.

.. Petitioner

Versus

Ms.S.Anitha,
The Zonal Officer, Corporation of Chennai
Corporation Zonal Office-125, Kutchery Road
Mylapore, Chennai 600 004.
and also at IX Zone, [Teynampet], No.4,
4th Cross Street, Lake View Road
Chennai 600034.

.. Respondent

Prayer:- Contempt petition filed under section 11 of the Contempt of Courts Act, to punish the respondent for willfully disobeying the order of this Court passed in WP.No.10365/2018 dated 25.04.2018.

For Petitioner : Ms.H.Mubena Almas for
Ms.Jaseem Mohammed M.J.

For Respondent : Mr.V.C.Selvasekaran

ORDER

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[Order of the Court was made by M.SATHYANARAYANAN, J.,]

The petitioner, alleging non-compliance and willful disobedience of the order of this Court dated 25.04.2018 made in WP.No.10365/2018 on the part of the respondent, came forward to file the present petition.

2 Heard the learned counsel for the petitioner and Mr.V.C.Selvasekaran, learned Standing counsel for the respondent/contemnor, who brought to the knowledge of this Court that the 5th respondent in the writ petition, viz., Mrs.Najmunnisa, has subsequently approached the Secretary to Government, Housing and Urban Development Department, Secretariat, Chennai-9, with regard to the action initiated under section 80-A of the Town and Country Planning Act, 1971, and the Additional Secretary [Technical] of the said Department, vide communication dated 19.12.2018 in Letter No.11622/UD-VI(1)/2018-3, has informed the Principal Secretary/Member Secretary, CMDA, Chennai-8, about the stay of Locking, Sealing and Demolition Notice issued by the Greater Corporation of Chennai, for a period of two months in respect of the said building put up by Najmunisa and the Chennai Metropolitan Development Authority, has also been requested to sent the status of



the Planning Permission Application of the 5th respondent in the writ petition, viz., Najmunisa to the Government immediately.

3 In the light of the said development, nothing remains for further adjudication in this contempt petition. However, if the petitioner is so advised and if it is open to them under law, they are always at liberty to intervene on the said proceedings initiated at the instance of Najmunisa / 5th respondent in the writ petition, pending before the Housing and Urban Development Department, Government of Tamil Nadu. The letter dated 19.12.2018 of the Housing and Urban Development Department, Secretariat, Chennai-9 is taken on file and record.

4 The contempt petition is closed subject to the above observations. Consequently, the Sub Application is also closed.

[MSNJ] [MNKJ]
08.04.2019

Internet : Yes

AP

To

Ms.S.Anitha,

The Zonal Officer, Corporation of Chennai

Corporation Zonal Office-125, Kutcheri Road

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and also at IX Zone, [Teynampet], No.4,

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M.SATHYANARAYANAN, J.,
AND
M.NIRMAL KUMAR, J.,

AP

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