



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 25.09.2019

CORAM:

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

and

THE HONOURABLE MRS.JUSTICE R.THARANI

W.P. (MD) No.17784 of 2019

and W.M.P. (MD) No.14254 of 2019

J.Kennedy

... Petitioner

-vs-

- 1.The State of Tamil Nadu,
Rep. by the Secretary,
Municipal Administration and Water Supply Department,
Secretariat, Fort St. George,
Chennai - 9.
 - 2.The Director of Town and Country Planning,
O/o. The Director of Town and Country Planning,
No.807, Anna Salai,
Chennai - 02.
 - 3.The Trichy Corporation,
Rep. by its Commissioner,
No.58, Bharathidasan Salai,
Cantonment,
Trichy District.
 - 4.The Managing Director,
Trichy Smart City Ltd.,
Trichy Corporation Building,
No.58, Bharathidasan Salai,
Cantonment,
Trichy District.
 - 5.The Regional Transport Officer,
51/2, Trichy Chennai Trunk Road,
Thiruvanaikoil, Srirangam,
Trichy District.
- ... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the Respondents No.3 and 4 from establishing the New Smart City Chathiram Bus Stand, Trichy City under the Smart City Scheme without obtaining the approval of the Respondent No.2/Director of Town and Country Planning as mandated under Section 245 of the Motor Vehicles Act, 1988.



For Petitioner : Mr.I.Pinaykash
For Respondents 1, 2 & 5 : Mr.A.K.Baskarapandian
Special Government Pleader
For Respondents 3 and 4 : Mr.N.S.Karthikeyan
Standing Counsel

O R D E R

[Order of the Court was made by T.S.SIVAGNANAM, J.]

By order dated 14.08.2019, the Court adjourned the matter to enable the petitioner to produce additional affidavit and additional documents. Nothing has been produced before this Court today. Therefore, this Writ Petition is dismissed as withdrawn with liberty to file a fresh Writ Petition with comprehensive affidavit along with material papers on the same cause of action. Consequently, connected Miscellaneous Petition is also dismissed. No costs.

Sd/-

Assistant Registrar (P&A)

// True Copy //

Sub Assistant Registrar(CS)

To

1.The Secretary,
Municipal Administration and Water Supply Department,
State of Tamil Nadu,
Secretariat, Fort St. George, Chennai - 9.

2.The Director of Town and Country Planning,
O/o. The Director of Town and Country Planning,
No.807, Anna Salai, Chennai - 02.

3.The Regional Transport Officer,
51/2, Trichy Chennai Trunk Road,
Thiruvanaikoil, Srirangam,
Trichy District.

+1 CC to MR.I.PINAYGASH, Advocate (SR-89750[F] dated 26/09/2019)
+1 CC to SPL GP (SR-89861[F] dated 26/09/2019)

W.P. (MD) No.17784 of 2019
and W.M.P. (MD) No.14254 of 2019
25.09.2019

sj

VB(17.10.2019) 2P 6C