

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.10.2020

CORAM

THE HONOURABLE DR. JUSTICE ANITA SUMANTH

W.P.No.4665 of 2020
and WMP.Nos.5529 & 5528 of 2020

Mohamed Sathak Trust

Reg. No. 336 of 1973 Represented by its
Chairman and its Authorised Signatory
Old No.6/1 New No. 11
Pycrofts Garden Road First Floor,
Chennai 600 006

.. Petitioner

.Vs.

1. The Government of Tamil Nadu
Represented by the Secretary to Government
Department of Municipal Administration and
Water Supply Secretariat Fort St. George
Chennai 600 009
2. The Commissioner
Corporation of Chennai Rippon Building
E.V.R. Periyar Road Chennai 600 003
3. The Deputy Commissioner,
Revenue and Finance Greater Chennai Corporation
Rippon Building E.V.R Periyar Road
Chennai 600 003
4. The Assistant Revenue Officer
Zone No. VIII Revenue Department Anna Nagar
Chennai
5. The Assistant Revenue Officer
Zone XV Revenue Department Chennai 600 119
6. The Revenue Officer
Greater Chennai Corporation Rippon Building
E.V.R. Periyar Road Chennai 600 003

.. Respondents

Prayer: Writ Petition filed under Article 226 of the
Constitution of India praying to Writ of Certiorarified Mandamus
calling for the records of the 3rd and 5th respondents relating
to VA.THU Na.Ka. No. G1 / 6481 / 2008 dated 12.02.2020 and

Sa.Ma.Aa. Va. Thu / Spl / 2019-20 dated 17.02.2020 against the petitioner to quash the same and consequently forbear the Respondents from in any manner levying property tax for the buildings used by the petitioner trust for educational purposes.

For Petitioner : Ms.Archana Reddy,
For Ms.Priya Ravi

For Respondents: Mr.S.Thangavel,
Special Government Pleader for R1
No Appearance for R2 to R6

O R D E R

Mr.S.Thangavel, learned Special Government Pleader appears for the first respondent/Government of Tamil Nadu. There is no appearance for the Corporation/R2 to R6.

2. Learned counsel for the petitioner has filed a memo under cover of e-mail dated 12.10.2020 reading as follows:

'The Petitioner above named submits as follows:

1. In pursuance of the interim directions of this Hon'ble Court, the Computation Statement has been given by the Respondent for the payment of Property Tax, for the assessment year(s) from 2018-2020.

2. The Petitioner is in agreement to pay the amount of Rs.25,37,760/- towards Property Tax for Zone No.15, Ward No.197, Bill No.20521. However, in view of the pandemic COVID-19 situation, the Institution is in severe financial constraints and the Petitioner requests for further time for making the payment.

3. The Petitioner undertakes to make the entire payment of Rs.25,37,760/- in five instalments, payable by or before 31st March 2021. In this regard, the Petitioner will submit a representation seeking an extension of time to remit the payment, on the aforesaid terms.

4. The Petitioner prays that this Hon'ble Court may be pleased to direct the Respondents to consider the Petitioner's claim for such extension of time, for the agreed payment and thus render justice.'

3. In the light of the averments in paragraph 2 to the effect that the computation of property tax set out by the respondent is accepted, the prayer for Certiorarified Mandamus

quashing demand notices dated 12.02.2020 and 17.02.2020, are dismissed. The petitioner seeks some time to remit the admitted demands but it is not for this Court to consider such a request. Connected miscellaneous petitions are closed. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Government of Tamil Nadu
Represented by the Secretary to Government
Department of Municipal Administration and
Water Supply Secretariat Fort St. George
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6. The Revenue Officer सतयमेव जयते
Greater Chennai Corporation Rippon Building
E.V.R. Periyar Road Chennai 600 003.

+1cc to M/s.P.T.Ramadevi, Advocate, Sr.No.33904
+1cc to the Government Pleader, Sr.No.34111

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