

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.03.2020

CORAM

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

W.P.No.7641 of 2016

And

W.M.P.No.6871 of 2016

1.Mr.A.Mohammed Ashraf

2.Mrs.Sayeeda Begum

... Petitioners

Vs.

1.The Senior Accounts Officer,
CMWSS Board
No.1, Pumping Station Road,
Chintadripet,
Chennai - 600 005.

2.The Special Tahsildar
Revenue Recovery
Area - V,
CMWSSB
Chennai - 600 021.

.... Respondents

Prayer:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorari to call for the records of the 1st respondent with relation to the Demand Notice dated 16.12.2015 and consequent Attachment Notice dated 07.01.2016 issued by the 2nd Respondent and quash the same.

For Petitioners : Mr.K.M.Aasim Shehzad
for M/s.BFS Legal

For Respondents : Mr.Jyothikumar for R1
Mr.J.Ramesh for R2
Additional Government Pleader

O R D E R

This writ petition has been filed challenging the demand notice dated 16.12.2015 issued by the first respondent relating to water tax due for the period from 1993 to 2015 and the consequential Attachment Notice dated 07.01.2016 issued by the second Respondent.

2.It is submitted by the learned counsel appearing for the petitioners that the property in question had already been transferred in the name of the legal heirs of the petitioners who periodically effected payment towards water charges and the required receipts have already been enclosed in the typed set of papers and hence, no demand is subsisting as of now.

3.Recording the same, this writ petition stands closed. However, if there is any arrears, it is left open to the Authorities to issue a fresh notice to the present owners and to proceed with the matter in accordance with law. No costs. Consequently, connected miscellaneous petition is also closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1.The Senior Accounts Officer,
CMWSS Board
No.1, Pumping Station Road,
Chintadripet,
Chennai - 600 005.

2.The Special Tahsildar
Revenue Recovery
Area - V,
CMWSSB
Chennai - 600 021.

+1cc to the Government Pleader Sr.22176
+1cc to M/s.BFS Legal, Advocate Sr.22242

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srg 04/08/2020