

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.08.2020

CORAM :

The HON'BLE MR.JUSTICE M.DURAIWAMY

W.P.No.19373 of 2014

and M.P.No.1 of 2014

E.Arumugam

... Petitioner

Vs.

1. The Commissioner,
Corporation of Chennai,
Ripon Buildings,
Park Town, Chennai - 600 003.
2. The Zonal Officer,
Zone X, Division - 136,
Corporation of Chennai,
No.117, Kodambakkam High Road,
Chennai - 600 024.
3. The Zonal Health Officer,
Zone X, Division - 136,
Corporation of Chennai,
Health Department,
No.117, Kodambakkam High Road,
Chennai - 600 024.
4. The Inspector of Police,
R - 4, Pondy Bazaar Police Station,
T.Nagar, Chennai - 600 017.

5. Mani

6. Elumalai

7. Saravanan

... Respondents

Petition filed under Article 226 of the Constitution of India for issuing a writ of mandamus directing the respondents 1 to 3 to consider the petitioner's representation dated 24.05.2014 received by the respondents 1 to 3 and comply with the genuine request made therein within a specified time.

For Petitioner : Mr.V.Ramana Reddy

For Respondents : Mr.K.Raja Srinivas,
Standing Counsel - R1 to R3

Ms.A.Madhumathi,
Special Government Pleader (R4)

Mr.G.Vijayakumar (R5)

Mr.V.Navaneetha Krishnan (R6)

R7 - no appearance

O R D E R

The petitioner has filed the above Writ Petition to issue a writ of mandamus directing the respondents 1 to 3 to consider the petitioner's representation dated 24.05.2014 received by the respondents 1 to 3 and to comply with the genuine request made therein within a time frame.

2.Mr.V.Ramana Reddy, learned counsel appearing for the petitioner submitted that though the petitioner has given his representation as early as on 24.05.2014 to clear the cattles tied on the road, the 3rd respondent has not taken any action so far.

3.Mr.K.Raja Srinivas, learned standing counsel appearing for the respondents 1 to 3 submitted that the 3rd respondent would consider the petitioner's representation dated 24.05.2014 and pass orders within a period of eight weeks.

4.Mr.G.Vijayakumar, learned counsel appearing for the 5th respondent submitted that the 3rd respondent may be directed to pass orders, after giving an opportunity of hearing to the respondents 5 to 7.

5.Ms.A.Madhumathi, learned Special Government Pleader appearing for the 4th respondent submitted that it is only the 3rd respondent, who should consider the petitioner's representation.

6.Having regard to the submissions made by the learned counsel on either side, taking into consideration the limited prayer sought for by the learned counsel for the petitioner, without expressing any opinion with regard to the merits of the case, I direct the 3rd respondent to consider the petitioner's representation dated 24.05.2014 and pass orders, on merits and in accordance with law, after giving notice to the respondents 5

to 7, within a period of eight weeks from the date of receipt of a copy of this order.

7. With these observations, the Writ Petition is disposed of. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Commissioner,
Corporation of Chennai,
Ripon Buildings,
Park Town, Chennai - 600 003.
2. The Zonal Officer,
Zone X, Division - 136,
Corporation of Chennai,
No.117, Kodambakkam High Road,
Chennai - 600 024.
3. The Zonal Health Officer,
Zone X, Division - 136,
Corporation of Chennai,
Health Department,
No.117, Kodambakkam High Road,
Chennai - 600 024.
4. The Inspector of Police,
R - 4, Pondy Bazaar Police Station,
T.Nagar, Chennai - 600 017.

+1 cc to M/s.K.Raja srinivas, Advocate Sr.No.28275

+1 cc to Government Pleader Sr.No.28319

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vsn-ii (co)
rr ii (07/09/2020)