



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **07.12.2020**

CORAM:

THE HONOURABLE MR.JUSTICE **ABDUL QUDDHOSE**

W.P. (MD)No.17724 of 2020

(Through Video Conferencing)

WEB COPY

V.Janaki

... Petitioner

Vs

1.The Commissioner,
Madurai Municipal Corporation,
A.A.Maligai, Tallakulam, Madurai District.

2.The Assistant Commissioner (Zone-3),
Madurai Municipal Corporation,
CMR Road, Madurai District.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents to consider the petitioner's representation dated 17.02.2020 and to give underground drainage service connection to the petitioner's house situated in Door No.4/250C, Om Nagar, Chinna Anuppanadi, Madurai District.

For Petitioner : Mr.K.Sudalaiyandi
For Respondents : Mr.S.Chellapandian
Standing Counsel

ORDER

This writ petition has been filed for a Mandamus seeking for a direction to the respondents to consider the petitioner's representation dated 17.02.2020 and to give underground drainage service connection to the petitioner's house situated in Door No.4/250C, Om Nagar, Chinna Anuppanadi, Madurai District.

2. Mr.S.Chellapandian, learned Standing Counsel accepts notice for the respondents. By consent of both parties, the Writ Petition is taken up for final disposal at the admission stage itself.

3. Heard Mr.K.Sudalaiyandi, learned counsel for the petitioner and Mr.S.Chellapandian, learned Standing Counsel for the respondents.

4. It is the case of the petitioner that she is the absolute owner of the aforementioned house. According to her, she has submitted an application on 17.02.2020 with the respondents seeking for grant of underground drainage service connection to her house. It is the case of the petitioner that till date, the said application has not been considered by the respondents. In such circumstances, this Writ Petition has been filed.



5. The learned Standing counsel for the respondents on instructions, would submit that the respondents have no objection for considering the petitioner's application dated 17.02.2020 on merits and in accordance with law.

6. It is the case of the petitioner that she has complied with all the requirements for grant of underground drainage service connection in her favour.

7. No prejudice will be caused to the respondents, if the representation of the petitioner is considered on merits and in accordance with law.

8. For the foregoing reasons, this Court directs the second respondent to consider the petitioner's representation dated 17.02.2020 seeking for grant of underground drainage service connection for the petitioner's house situated in Door No.4/250C, Om Nagar, Chinna Anuppanadi, Madurai District and pass final orders on merits and in accordance with law, within a period of four weeks from the date of receipt of a copy of this order.

9. With the aforesaid direction, the Writ Petition stands disposed of. No costs.

Sd/-

Assistant Registrar (AS)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

Tsg

Note:In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the Advocate/litigant concerned.

+1 CC to Mr.K.SAMI DURAI, Advocate (SR-24316[F] dated 08/12/2020)

+1 CC to Mr.S.CHELLAPANDIAN, Advocate (SR-24232[F] dated 07/12/2020)

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VB (17.12.2020) 2P 3C