



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.09.2021

CORAM :

THE HON'BLE MR.SANJIB BANERJEE, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE P.D.AUDIKESAVALU

W.P.No.8315 of 2021

M.Selvadurai

... Petitioner

Vs

- 1 The District Collector
Chennai District
- 2 The Commissioner
Corporation of Chennai
Ripon Building, Chennai 3
- 3 The Executive Engineer
Zone V Corporation of Chennai
Basin Bridge, Chennai 21
- 4 The Assistant Engineer
Zone V Corporation of Chennai
Basin Bridge, Chennai 21
- 5 The Junior Engineer
Zone V Divn.No. 54
Corporation of Chennai
Basin Bridge Chennai 21
- 6 The Assistant Engineer
Tamilnadu Electricity Board No.23
No.23, Malayappan Street
Sowcarpet Kondithope
Chennai 79

7 Aavin Arul Velan

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the respondents 1 to 5 to take necessary action against the 7th respondent to recover the subject property situated at No.5 G.T. Washermen Lane Street Kondithope Chennai 79 comprised in R.S.No. 3971 Re-Survey No.7570 (Collectors Certificate No.A6180)



to an extent of 1845 sq.ft (as per Patta) for restoring the actual purpose of public latrine for the public at large in the area of Kondithope Chennai on the basis of the petitioners representations dated 19.9.2020 and 28.1.2021.

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For the Petitioner : No appearance

For the Respondents : Mr.P.Muthukumar,
State Government Pleader,
for the first respondent

Ms.Karthikaa Ashok,
Senior Standing Counsel
for Chennai Corporation

ORDER

(Order of the Court was made by The Hon'ble Chief Justice)

The petitioner may have lost interest as the petitioner has not been represented on any occasion over the last four times that the matter has been taken up.

2. It is now possible in this court to physically attend the court in the event there is any difficulty faced on the virtual mode. The matter had last been adjourned on July 28, 2021 by way of abundant caution, despite the petitioner's absence, since it was apprehended that the petitioner may not have had access on the virtual mode. The relevant order also recorded that the petition could be dismissed if the petitioner was not represented when the matter was next taken up.

3. W.P.No.8315 of 2021 is dismissed for default. There will be no order as to costs.

4. The counter-affidavit filed by the third respondent is kept on record.

Sd/-
Assistant Registrar (CO)

// True Copy //

Sub Assistant Registrar

tar

To:

1 The District Collector, Chennai District

2 The Commissioner
Corporation of Chennai



3 The Executive Engineer
Zone V Corporation of Chennai

4 The Assistant Engineer
Zone V Corporation of Chennai

5 The Junior Engineer
Zone V Divn.No. 54
Corporation of Chennai

6 The Assistant Engineer, TNEB,
No.23, Malayappan Street
Sowcarpet Kondithope
Chennai 79

+2CCs to M/s.R.Suresh, Advocate, SR.No.48472
+1CC to M/s.Karthikaa, Advocate, SR.No.48926
+1CC to The Government Pleader, SR.No.49089

W.P.No.8315 of 2021

MG(CO)
B.VC (28/09/2021)