



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 26.10.2021

CORAM :

THE HON'BLE MR.SANJIB BANERJEE, THE CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE M.DURAI SWAMY

W.P.(MD) No.11778 of 2021

WEB COPY

S.Saravanan

... Petitioner

Vs

1.The Commissioner of Municipal Administration,
Commissionerate of Municipal Administration,
Santhome High Road,
Chennai.

2.The Director of Town and Country Planning,
Directorate of Town and Country Planning,
Koyambedu,
Chennai.

3.The District Collector,
Thoothukudi District,
Thoothukudi.

4.The Municipal Commissioner,
Kovilpatti Municipality,
Kovilpatti,
Thoothukudi District.

... Respondents

PRAYER: Petition under Article 226 of the Constitution of India seeking issuance of a Writ of Mandamus to direct the respondents 1 and 2 to ensure strict implementation of the Circular Roc.No.5400/2019/TP2, dated 20.03.2019 which is issued by the first respondent herein at all over Tamil Nadu, especially, Kovilpatti Town, Thoothukudi District, in accordance with law by considering the petitioner's representation dated 27.05.2020.

For Petitioner : Mr.N.Rajasekar

For Respondents : Mr.P.Thilakkumar

Government Pleader for R.1 to R.3

Mr.Parekh Kumar for R.4

ORDER

[Order of the Court was made by The Hon'ble CHIEF JUSTICE]

The petition is as vague as they come and the petitioner wants the respondent authorities to take action against the unauthorised construction, but does not indicate any specific instance where



there is any proven unauthorised construction and the respondents have not taken action against the same.

2. There are rules and guidelines in place as to how to deal with the unauthorised construction. Since the writ petitioner does not refer to any specific case, there does not appear to be any element of public interest in the matter.

W.P.(MD) No.11778 of 2021 is dismissed. There will be no order as to costs.

Sd/-

Assistant Registrar (W)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

PS/VSM

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.

To

1. The Commissioner of Municipal Administration,
Commissionerate of Municipal Administration,
Santhome High Road, Chennai.

2. The Director of Town and Country Planning,
Directorate of Town and Country Planning,
Koyambedu, Chennai.

3. The District Collector,
Thoothukudi District, Thoothukudi.

4. The Municipal Commissioner,
Kovilpatti Municipality,
Kovilpatti,
Thoothukudi District.

+1 CC to M/s.P.SRINIVAS, Advocate (SR-33061[F] dated 28/10/2021)
+1 CC to M/s.SPL.GP (SR-32828[F] dated 27/10/2021)

W.P. (MD) No.11778 of 2021

26.10.2021

TP (CO)

RS/UV (10.11.2021) 2P 7C

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