



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.09.2021

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WEB COPY

THE HONOURABLE MR.JUSTICE SETHILKUMAR RAMAMOORTHY

W.P(MD)No.16979 of 2021

S.K.B.V.Srimathi

... Petitioner

Vs.

1.The Managing Director,
Tamil Nadu Slum Clearance Board,
No.5, Kamarajar Salai,
Triplicane,
Chennai-600 005.

2.The District Collector,
Madurai District,
Madurai.

3.The Executive Engineer,
Tamil Nadu Slum Clearance Board,
Madurai Division,
169, K.K.Nagar Main Road,
Madurai-625 020.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the second respondent to consider the petitioner's representation dated 02.07.2021 seeking allotment of free or monthly installment house which was constructed by the Tamil Nadu Slum Clearance Board at Periyar Nagar, Rajakoor Village, Madurai District.

For Petitioner	:	Mr.R.Ramachandran
For R1 and R3 :		Mr.P.Mahendran, Standing Counsel.
For R2	:	Mr.P.Subbaraj, Counsel for State.

ORDER

The petitioner seeks the consideration of a representation dated 02.07.2021 in relation to the allotment of a house either free or on monthly installment basis.



2. The petitioner states that she belongs to a community of weavers and that she lives in poverty and does not own any property. Therefore, the petitioner submitted a representation on 02.07.2021 seeking the allotment of a house constructed by the Tamil Nadu Slum Clearance Board in Rajakoor Village, Madurai under the Jawaharlal Nehru National Urban Renewal Mission. The present Writ Petition is filed on account of the alleged failure of the second respondent to take a decision on such representation.

3. Mr.P.Mahendran, learned standing counsel, accepts notice on behalf of respondents 1 and 3. Mr.P.Subbaraj, learned counsel for the State, accepts notice on behalf of the second respondent. He submits that the second respondent may be directed to consider and dispose of the petitioner's representation.

4. The petitioner has enclosed her Aadhaar and Pan Card as also the representation submitted to the District Collector. The State has floated several schemes for the provision of housing to the poor and homeless. In fact, provision has been made in such regard even under the Pradhan Manthiri Awas Yojana Gramin Scheme. Therefore, it is just and necessary that the petitioner's representation be considered in accordance with one of the applicable schemes and disposed of within a reasonable time.

5. Accordingly, without going into the merits of the matter, the second respondent herein is directed to consider the petitioner's representation dated 02.07.2021 by taking into account all applicable schemes in such regard and dispose of such representation within a period of two (2) months from the date of receipt of a copy of this order.

6. W.P.(MD).No.16979 of 2021 is disposed of on these terms without any order as to costs.

Sd/-

Assistant Registrar (AD II)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

tsg/LM

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

The District Collector,
Madurai District, Madurai.

+1 CC to M/s.R.RAMACHANDRAN, Advocate(SR-29909[F] dated
22/09/2021)

+1 CC to M/s.P.MAHENDRAN, Advocate (SR-30078[F] dated 23/09/2021)

+1 CC to M/s.SPL. GP (SR-30007[F] dated 23/09/2021)

W.P (MD) No.16979 of 2021
22.09.2021

MGJ(06.10.2021) 3P 5C