



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.01.2022

CORAM:

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM
AND
THE HONOURABLE MR.JUSTICE V.SIVAGNANAM

W.P.NO.476 OF 2022
AND
W.M.P.NO.523 OF 2022

Kavitha

... Petitioner

Versus

1. The Secretary to the Government,
Housing & Urban Development Department,
Fort George,
Chennai - 600 009.
2. The Commissioner,
Greater Chennai Corporation,
Ripon Building,
Chennai - 600 001.
3. The Executive Engineer,
Zone-VIII,
The Greater Chennai Corporation,
Chennai - 600 001.

... Respondents

PRAYER:-

Writ Petition filed under Article 226 of the Constitution of India seeking to issue a Writ of Mandamus, directing the first respondent to consider and pass orders in the appeal petition dated 24.12.2021, filed by the petitioner challenging the Locking and Sealing Notice dated 08.07.2021, vide Letter No:Zone VIII/TPENF/1089/2021, issued by the third respondent herein under S.56 & 57 r/w. Section 85 of the Tamil Nadu Town and Country Planning Act, 1971, pertaining to the subject property situated at No.10, Thangam Colony 1st Street, Anna Nagar West, Chennai 600 040, and Consequently forbear all further proceedings of the respondents from initiating any coercive action of Locking and Sealing of the subject property, pending disposal of the petitioner's appeal petition before the first respondent.



7. Considering the prayer sought for in the Writ Petition and the submissions of the learned counsels appearing on either side, this Court, without expressing any opinion on the merits of the matter, directs the first respondent to dispose of the appeal preferred by the petitioner dated 24.12.2021 on merits and in accordance with law, after affording an opportunity of personal hearing to the petitioner, within a period of six months. Till such time, the respondents shall not take any coercive action.

8. Accordingly, the Writ Petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS IX)

//True Copy//

Sub Assistant Registrar

pvs

To

1. The Secretary to the Government,
Housing & Urban Development Department,
Fort George,
Chennai - 600 009.
2. The Commissioner,
Greater Chennai Corporation,
Ripon Building,
Chennai - 600 001.
3. The Executive Engineer,
Zone-VIII,
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Chennai - 600 001.

W.P.NO.476 OF 2022

PMK(CO)
PBS/07/02/2022