

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.07.2022

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

W.P.No.30316 of 2011
and WMP Nos.1 & 2 of 2011

K.Mani

... Petitioner

Vs.

- 1.The Secretary,
Tamil Nadu Housing Board,
493, Anna Salai,
Chennai – 600 035.
- 2.The Executive Engineer and
Administrative Officer,
Tamil Nadu Housing Board,
493, Anna Salai, Nandanam,
Chennai – 600 035.
- 3.The Revenue Officer,
Tamil Nadu Housing Board,
493, Anna Salai, Nandanam,
Chennai – 600 035.

... Respondents

Prayer : Writ Petition is filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, to call for the records pertaining to the Execution Order/Proceedings of the 3rd respondent in A.Va.B.3/49012/A/2011 dated 29.11.2011 and quash the same.

For Petitioner : Mr.M.Ramadoss

For Respondents : Mr.D.Veerasekaran
Standing Counsel

ORDER

This writ petition was filed challenging the impugned proceedings of the 3rd respondent dated 29.11.2011, wherein, the allotment that was issued in favour of the petitioner was cancelled and the petitioner was directed to vacate and handover the premises.

2.Heard Mr.M.Ramadoss, learned counsel appearing on behalf of the petitioner and Mr.D.Veerasekaran, learned Standing Counsel appearing on behalf of the respondents.

3.The 1st respondent has filed a counter affidavit and the relevant portions in the counter affidavit are extracted hereunder:

3.I respectfully submit that the rental allottee, Thiru.K.Mani was expired on 09.08.2015 and the premises bearing RA-5, Lloyds Colony, Royapettah, Chennai was handed over to Tamil Nadu Housing Board by his wife, Tmt.M.Dharanidevi on 23.02.2016 on payment of arrear rent of

Rs.22,800/- vide Receipt No.C/-54286, dated 03.11.2015.

4.Further I respectfully submit that the Flat bearing No.RA-5, Lloyds Colony, Royapettah, Chennai was re-allotted to another one, Tmt.S.Devi, Assistant, High Court, Madras vide Allotment Order ROC No.1325-B/2016/04, dated 22.03.2017.

4.It is clear from the above that the petitioner expired during the year 2015 and the premises has been already handed over to the Housing Board by the wife of the petitioner and the flat has also been reallocated in favour of the some other person.

5.In view of the above, nothing survives in this writ petition and accordingly, the same is closed. No Costs. Consequently, connected miscellaneous petitions are closed.

12.07.2022

Internet : Yes
Index : Yes
Speaking Order / Non Speaking Order
ssr

N. ANAND VENKATESH, J.

ssr

To

- 1.The Secretary,
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Chennai – 600 035.
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