



W.P.No.22224 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.09.2022

CORAM

THE HONOURABLE Mr.JUSTICE R.SUBRAMANIAN

and

THE HONOURABLE Mr.JUSTICE KUMARESH BABU

W.P.No.22224 of 2022

S.Vijay

.... Petitioner

Vs

- 1.The Commissioner
Greater Chennai Corporation
Rippon Building
Chennai - 3.
- 2.The Member Secretary
CMDA, Egmore
Chennai - 8.
- 3.The Executive Engineer
Buildings Department
Great Chennai Corporation
Amma Maligai, Rippon Building Campus
Chennai - 3.
- 4.The Assistant Commissioner / Zonal Officer
Zone - VII, Greater Chennai Corporation
No.536, Chennai Thiruvallur High Road
Ambattur, Chennai - 53.



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5.The Executive Engineer
Zone - VII, Greater Chennai Corporation
No.536, Chennai Thiruvallur High Road
Ambattur, Chennai - 53.

6.The Assistant Engineer
Division 83, Zone VII
No.536, Chennai Thiruvallur High Road
Ambattur, Chennai - 53.

7.N.Krishnamoorthy

.... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the respondents 1 to 6 to take necessary action against the illegal and unauthorized construction made by the 7th respondent at Door No.4/64, Palla Street, Agraharam, Korattur, Chennai-76 by considering the petitioner's representation dated 02.05.2022.

For Petitioner : Mr.V.R.Appaswamee

For Respondents : Mr.D.B.R.Prabhu
Standing Counsel for Corporation of Chennai
[RR1, 3 to 6]
Mr.C.Vinobha
Standing Counsel for CMDA [R2]
R7 - Notice refused



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ORDER

[Order of the Court was made by R.SUBRAMANIAN.J]

The prayer in the writ petition is for a Mandamus directing the respondents to take action against the illegal and unauthorised construction allegedly put up by the seventh respondent at Door No.4/64, Palla Street, Agraharam, Korattur, Chennai-76.

2. Mr.D.B.R.Prabhu, learned Standing Counsel appearing for Chennai Corporation would submit that the Corporation has issued a notice calling upon the seventh respondent to produce the planning permission on 24.05.2022, and in view of non-compliance, the Corporation has issued a stop work notice. In view of the above we do not see any necessity to issue a mandamus as prayed for.

3. The writ petition is disposed of with a direction to the Chennai Corporation to pursue the action taken to its logical conclusion. No costs.

[RSMJ] [KBJ]
30.09.2022

Index : Yes / No
Speaking order / Non-speaking order
ds



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