



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE : 10.01.2022

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

W.P.NO.25257 OF 2021

Vimala Ramachandran

...Petitioner

Vs

- 1.The Commissioner
Greater Chennai Corporation
Ripon Building
EVR Periyar Salai
Park Town, Chennai - 600 003.
- 2.The Executive Engineer
Kodambakkam Zonal Office
Zone-X, No.64, NSK Salai
Kodambakkam, Chennai - 600 024.
- 3.D.Pushpa
- 4.A.Sasikala
- 5.A.Jayshree
- 6.A.Yamuna
- 7.M.Parvathi
- 8.M.Rajesh

(Respondents 3 to 8 are impleaded vide
order of this Court dated 10.01.2022
made in WMP No.28833 of 2021 in
W.P.No.25257 of 2021

...Respondents

PRAYER: Writ Petition filed under Article 226 of the
Constitution of India to issue a Writ of Mandamus, directing the
respondents to consider my representation dated 17.03.2021 on
merits, in accordance with law.

For petitioner : Mr.M.Simon Jeyakumar

For respondents : Mr.K.Raja Srinivas
Senior Standing Counsel for RR1&2



ORDER

(Order of the Court was made by K.KALYANASUNDARAM, J.,)

This writ petition has been filed for issuance of writ of mandamus, directing the respondents to consider the representation of the petitioner dated 17.03.2021 on merits and in accordance with law.

2.The learned Senior Standing Counsel, Mr.K.Raja Srinivas, would state that based on the complaint of the petitioner, a notice dated 21.12.2021 has been issued to one Mohan, against whom the complaint was made.

3.Mr.B.Balavijayan, learned counsel appearing for the legal heirs of the said Mohan would state that Mohan passed away in the year 2014 itself and the respondents 7 and 8 are ready to submit their explanation before the official respondents. It is also stated that the petitioner had already executed a release deed in favour of his brothers, viz., Mohan and Adinarayanan and long thereafter filed a suit for partition, which is pending in O.S.No.804 of 2013. It is the submission of the learned counsel, that the building has been constructed in accordance with the plan approval.

4.Considering the facts of this case and also the limited scope of prayer sought in this writ petition, this Court without expressing any opinion on the merit of the matter, direct the 2nd respondent to take appropriate action on the representation of the petitioner dated 17.03.2021, after affording opportunity to all the necessary parties and pass orders purely on merits and in accordance with law.

5.With the above directions, this writ petition is disposed of. No costs.

Sd/-

Assistant Registrar(CS-VII)

// True Copy //

Sub Assistant Registrar

Jer

To

1.The Commissioner
Greater Chennai Corporation
Ripon Building
EVR Periyar Salai
Park Town, Chennai - 600 003.



2.The Executive Engineer
Kodambakkam Zonal Office
Zone-X, No.64, NSK Salai
Kodambakkam, Chennai - 600 024.

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GMR (CO)
RVM(22/03/2022)