



W.P. No. 30452 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.11.2022

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 30452 of 2022

Sri Mahalakshmi Nagar Industrial Association
Represented by its President
Mr. S.P.Jaganathan
No.21, Sri Mahalakshmi Co-operative Nagar
Kundrathur
Chennai - 600 069.

... Petitioner

-VS-

1. The Government of Tamil Nadu
Represented by its Principal Secretary to Government
Housing and Urban Development Department
III Floor, Secretariat
Chennai - 600 009.
2. The Government of Tamil Nadu
Represented by its Principal Secretary to Government
Principal Secretary of Minister for Micro, Small
Medium Enterprises (MS & ME)
Rural Industries including cottage industries,
small industries, Tamil Nadu,
Urban Habitat Development Board
Fort St. George, Secretariat
Chennai - 600 009.
3. The Director
Directorate of Town and Country Planning
Fourth Floor, No.807
Anna Salai, Chennai - 600 002.



W.P. No. 30452 of 2022

4. The District Collector of Kanchipuram
O/o. District Collector of Kanchipuram
Thayarkulam, Vandavasi Salai
Kanchipuram - 631 501.

5. The Member Secretary
Chennai Metropolitan Development Authority (CMDA)
No.1, Gandhi Irwin Road
Thalamuthu Natarajan Building
Egmore, Chennai - 600 008.

6. The Commissioner
Kunrathur Municipality
No.1, Lalachatram Road
Kundrathur, Chennai - 600 069
Kanchipuram District.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Mandamus, directing the Fifth Respondent to consider the Petitioner representation dated 20.10.2022.

For Petitioner : Mr. P.K.Ganesh

For Respondents : Mr. T.Arun Kumar
Additional Government Pleader
(For R1 and R2)

Mrs. N.Senthil Selvi (For R3 and R4)

Mr. V.Manoharan (For R5)

Mr. P.Srinivas (For R6)



W.P. No. 30452 of 2022

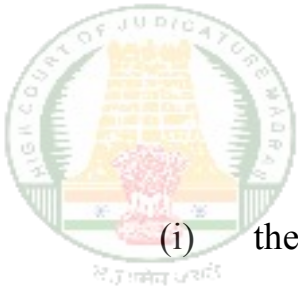
WEB COPY

ORDER

Heard Mr. P.K.Ganesh, Learned Counsel for the Petitioner, Mr. T.Arun Kumar, Learned Additional Government Pleader, who takes notice for the First and Second Respondents, Mrs. N.Senthil Selvi, Learned Counsel, who takes notice for the Third and Fourth Respondents, Mr. V.Manoharan, Learned Counsel, who takes notice for the Fifth Respondent and Mr. P.Srinivas, Learned Counsel for the Sixth Respondent and perused the materials placed on record, apart from the pleadings of the parties.

2. The grievance ventilated by the Petitioner is that he has made a representation dated 20.10.2022 to the Respondents for conversion of a residential zone into industrial zone, but as no action has been taken thereon, the Writ Petition has been filed.

3. Having regard to the limited nature of relief sought, this Court without expressing any view on the correctness or entitlement of the claim made by the Petitioner, passes the following order:-



W.P. No. 30452 of 2022

- (i) the concerned authority shall immediately examine the representation dated 20.10.2022 made by the Petitioner including ascertaining as to whether the Petitioner would be entitled for the relief claimed;
- (ii) if it is found that any other details or supporting documents is necessary, the deficiencies in that regard shall be informed in writing to the Petitioner requiring the same to be furnished within a time frame of not less than 15 days for the same;
- (iii) in the event of not being satisfied with the requirements even thereafter, an enquiry shall be conducted affording full opportunity of personal hearing to the Petitioner and all other persons concerned to explain their position in that regard; and
- (iv) a reasoned order shall be passed dealing with each of the contentions raised on merits and in accordance with law and the decision taken communicated by 31.03.2023 under written acknowledgment.

4. In the result, the Writ Petition is disposed on the aforesaid terms. No costs.

16.11.2022

Maya

Index: Yes/No

Note: Issue order copy by 01.12.2022.



W.P. No. 30452 of 2022

To

WEB COPY

1. The Government of Tamil Nadu
Represented by its Principal Secretary to Government
Housing and Urban Development Department
III Floor, Secretariat
Chennai - 600 009.
2. The Principal Secretary to Government of Tamil Nadu
Principal Secretary of Minister for Micro, Small
Medium Enterprises (MS & ME)
Rural Industries including cottage industries,
small industries, Tamil Nadu,
Urban Habitat Development Board
Fort St. George, Secretariat
Chennai - 600 009.
3. The Director
Directorate of Town and Country Planning
Fourth Floor, No.807
Anna Salai, Chennai - 600 002.
4. The District Collector of Kanchipuram
O/o. District Collector of Kanchipuram
Thayarkulam, Vandavasi Salai
Kanchipuram - 631 501.
5. The Member Secretary
Chennai Metropolitan Development Authority (CMDA)
No.1, Gandhi Irwin Road
Thalamuthu Natarajan Building
Egmore, Chennai - 600 008.
6. The Commissioner
Kunrathur Municipality
No.1, Lalachatram Road
Kundrathur, Chennai - 600 069
Kanchipuram District.



WEB COPY



W.P. No. 30452 of 2022

P.D. AUDIKESAVALU, J.

Maya

W.P. No. 30452 of 2022

16.11.2022