



WP No.10953 of 2010

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17-03-2023

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THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

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Petitioner

VS.

1.The District Collector,
Karaikkal,
Puducherry.

2.The Assistant District Collector,
Revenue Department,
Karaikkal,
Puducherry.

..

Respondents

Writ Petition is filed under Article 226 of the Constitution of India,
for the issuance of Writ of Certiorarified Mandamus, calling for the records

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of the first respondent dated 29.03.2010 passed in No.10529/DRDM/C1/2010, quash the same and further direct the respondents to allot house to the petitioner under the Tsunami Housing Scheme, as per the list prepared by the Department of Revenue and Disaster of Management, Puducherry for Karukalacherry and Akkaraivattam Village, Neravy Commune, Karaikka, Puducherry.

For Petitioner	: No Appearance
For Respondents	: Ms.G.DJearany, Government Advocate (Puducherry).

ORDER

The present writ petition is filed seeking to allot a house to the petitioner under T-Sunami Housing Scheme as per the list prepared by the Department of Revenue and Disaster Management, Puducherry.

2. The petitioner states that he is the resident of Karukalacherry Village belongs to Fishermen Community. He owned a house at Vellai Pillaiyar Koil Street, Ambalavannan Illam, Karukalacherry, Karaikkal,



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which was damaged due to T-Sunami. Thus the Authorities shifted his residence to Varichikudy, which is a rental accommodation.

3. The Government of Maharashtra came forward with the Housing Scheme to provide houses to houseless persons affected by T-Sunami. Accordingly, the list of beneficiaries is also prepared under the said Scheme.

4. The grievance of the petitioner is that his name was not included in the list of beneficiaries for allotment of houses in the T-Sunami Housing Scheme. Thus the petitioner has chosen to file the present writ petition.

5. The learned Government Advocate appearing on behalf of the respondents brought to the notice of this Court that the Authorities conducted an enquiry and found that the petitioner is not the resident of Karukalacherry Village, Karaikkal for the purpose of including his name in the list of beneficiaries.



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6. The list of beneficiaries was prepared based on the documents produced by the applicants and on enquiry, the Authorities found that the petitioner is not the resident of Karaikkal. Thus his name was not included in the list of beneficiaries. The Welfare Schemes are to be implemented strictly in accordance with the terms and conditions stipulated.

7. In the present case, the T-Sunami victims are provided free housing, if they establish that they are houseless and affected due to T-Sunami during the relevant point of time.

8. Thus the petitioner has not established that he was the resident of Karaikkal during the relevant point of time and therefore, he is not entitled for the relief as such sought for in the present writ petition.



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9. Accordingly, the present writ petition stands dismissed. However, there shall be no order as to costs.

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Speaking Order/Non-Speaking Order.
Neutral Citation : Yes/No.
Internet : Yes/No.
Index: Yes/No.
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To

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S.M.SUBRAMANIAM, J.

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