



WEB COPY



W.P.No.8229 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.03.2023

CORAM

THE HONOURABLE MR. JUSTICE RMT.TEEKAA RAMAN

W.P.No.8229 of 2023

Fowzia Hasan
W/o.Mohammodul Hasan
No.46, 8th East Main Road
Gandhi Nagar, Vellore 32 006.

... Petitioner

Vs.

1.The Joint Director and Member Secretary
Vellore LPA/District Town & Country Planning Authority
Vellore District, Ex-Servicemen Office
2nd Floor, Vellore 632 001.

2.The Vellore Municipality Corporation
Represented by its Commissioner
Vellore.

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus directing the 1st Respondent to pass orders on the Petitioner's representation dated 04.04.2022 within the stipulated period as fixed by this Court.

For Petitioner : Mr.S.Parthasarathy

For Respondents : Mr.C.Selvaraj (for R1)
Additional Government Pleader



W.P.No.8229 of 2023

Mr.P.S.Prabhu (for R2)

WEB COPY

ORDER

This Writ Petition has been filed seeking direction to the 1st Respondent to pass orders on the Petitioner's representation dated 04.04.2022 within the stipulated period as fixed by this Court.

2.Heard the learned counsel for the Petitioner, learned Additional Government Pleader and the learned counsel for the Respondent.

3.Learned Additional Government Pleader draw my attention to the communication sent by the Vellore Municipality to local planning authority dated 01.08.2022, stating that the land purchased by the Petitioner is originally earmarked for park. After the death of the original land owner, the legal representatives sold the same.

4.Having regard to the submissions made by the learned counsel appearing on either side and taking into consideration the prayer sought for by the Petitioner, this Court directs the 1st respondent to consider the Petitioner's



W.P.No.8229 of 2023

representation dated 04.04.2022 and pass orders, on merits and in accordance with law, within a period of six weeks from the date of receipt of a copy of this order. It is open to the Respondent to consider the rival contention and pass orders on merits.

5.In fine, the Writ Petition is allowed to the extent indicated above. No costs.

16.03.2023

Index : Yes/No
Neutral citation : Yes/No
Speaking Order/Non-Speaking Order

sai

To

1.The Joint Director and Member Secretary
Vellore LPA/District Town & Country Planning Authority
Vellore District, Ex-Servicemen Office
2nd Floor, Vellore 632 001.

2.The Commissioner
Vellore Municipality Corporation
Vellore.



WEB COPY



W.P.No.8229 of 2023

RMT.TEEKAA RAMAN.J,

sai

W.P.No.8229 of 2023

Dated: 16.03.2023