



W.P.No.5719 of 2015

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.02.2023

CORAM:

THE HONOURABLE MR.JUSTICE N. SATHISH KUMAR

W.P. No.5719 of 2015
and M.P.No.1 of 2015

C.Saraswathy

... Petitioner

Vs.

1. The Commissioner
Corporation of Chennai,
Ripon Buildings, Park Town,
Chennai – 600 003.
2. The Assistant Revenue Officer,
Land and Buildings
Ripon Buildings, Park Town,
Chennai – 600 003.

...Respondents

PRAYER: Writ Petition is filed under Article 226 of Constitution of India, pleaded to issue a Writ of Certiorari, call for the entire records from the second respondent dated 26.02.2015 Ma.A 13 Va thu na.ka No.---/Special/2015 and quash the same.



W.P.No.5719 of 2015

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For Petitioner : Mr.T.Jayaramaraj
for Mr.T.G.Brusly Gopal

For Respondents : Mr.P.T.Ramadevi
Standing Counsel

ORDER

The writ petition has been filed challenging the impugned order dated 26.02.2015 passed by the second respondent, demanding the petitioner to pay a sum of Rs.5,13,050/- as arrears of enhanced rent.

2. The learned counsel for the petitioner submitted that challenging the said impugned order, the petitioner had filed a suit in O.S.No.3529 of 2010 and the same was dismissed, against which, she preferred an appeal in A.S.No.457 of 2011 before the Principal District Sessions Court, Chennai and the said appeal was also erroneously dismissed. Against which, an appeal has been filed in S.A.No.280 of 2015 before this Court and the same was allowed and the matter has been remanded back to the authorities.



W.P.No.5719 of 2015

3. In such view of the matter, the impugned demand notice, which has already been filed, is the subject matter of the suit and the second appeal was already allowed and the matter has been remanded back to the authorities. Therefore, said impugned notice does not warrant any interference in this writ petition, since the matter has already been with the authorities.

4. Accordingly, the writ petition stands dismissed. No costs. Consequently, connected miscellaneous petition is closed.

10.02.2023

Index :Yes/No
Internet:Yes/No
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W.P.No.5719 of 2015

N. SATHISH KUMAR, J.

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To

1. The Commissioner
Corporation of Chennai,
Ripon Buildings, Park Town,
Chennai – 600 003.
2. The Assistant Revenue Officer,
Land and Buildings
Ripon Buildings, Park Town,
Chennai – 600 003.

W.P. No.5719 of 2015

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