



W.P.No.16385 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.05.2023

CORAM

THE HON'BLE MR.JUSTICE B.PUGALENDHI

AND

THE HON'BLE MR.JUSTICE V. LAKSHMINARAYANAN

W.P.No.16385 of 2023

M/s. Picker World
Represented by its Proprietor N.John
S/o. Nagendran
At Door No.9, AG-Block
4th Avenue, Shanthi Colony
Anna Nagar, Chennai 600 040. .. Petitioner

Vs.

1. The Secretary to Government
Housing and Urban Development Department
Fort St. George, Secretariat
Chennai 600 009.
2. The Executive Engineer
Zone VIII, Greater Chennai Corporation
No.36-B/12-B, Pulla Avenue
Shenoy Nagar, Chennai 600 030.
3. The Assistant Executive Engineer
Unit 22, Division 103
No.36-B/12-B, Pulla Avenue
Shenoy Nagar, Chennai 600 030. .. Respondents



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Prayer: Writ Petition under Article 226 of the Constitution of India praying for a writ of Mandamus directing the respondents 2 and 3 from taking any coercive action of locking and sealing of the building at Door No.9, AG Block, 4th Avenue, Shanthi Colony, Anna Nagar, Chennai 600 040, pending disposal of the Revision dated 19.05.2023 filed under Section 80-A of the Tamil Nadu Town and Country Planning Act, 1971 pending on the file of the first respondent.

For the Petitioner : Mr.V.Vasanthakumar

For the Respondents : Mr.S.Prabhakaran
Government Advocate
for Respondent-1

Mr.D.B.R.Prabhu
for Respondents 2 and 3

ORDER

(Made by V.Lakshminarayanan,J)

The petitioner seeks a direction to the respondents 2 and 3 not to take any coercive action of locking and sealing of the building at Door No.9, AG Block, 4th Avenue, Shanthi Colony, Anna Nagar, Chennai 600 040.



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2. The petitioner has preferred a Special Revision before the first respondent on 19.05.2023 under Section 80A of the Tamil Nadu Town and Country Planning Act. The petitioner fears that coercive action will be taken against the deviation as per the notice of the Greater Chennai Corporation dated 09.01.2023.

3. Considering the facts of the case, the first respondent is directed to dispose of the revision preferred by the petitioner on 19.05.2023 within a period of twelve weeks from the date of receipt of a copy of this order. Till the disposal of the revision, the respondents are restrained from taking any action as against the petitioner in pursuance of the notice dated 09.01.2023.

4. The writ petition is disposed of. There will be no order as to costs.

(B.P., J.) (V.L.N., J.)
25.05.2023

Index : Yes/No
Neutral Citation : Yes/No

kpl/ms

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B.PUGALENDHI, J.,
and
V.LAKSHMINARAYANAN, J.

(kpl/ms)

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