



WEB COPY



WP NO.17230 OF 2019

**IN THE HIGH COURT OF JUDICATURE AT MADRAS**

**DATED: 13.03.2023**

**CORAM:**

**THE HON'BLE MS.JUSTICE V.M.VELUMANI  
AND  
THE HON'BLE MR.JUSTICE V.LAKSHMINARAYANAN**

**WP NO.17230 OF 2019**

Vijaya & Bhaghiya Lakshmi Estates Pvt. Ltd.,  
AJ 42, Anna Nagar,  
Chennai – 600 040.  
Rep. By its Managing Director  
S.Lakshmipathy

... Petitioner

***Versus***

1.Government of Tamil Nadu  
Department of Housing and Urban Development  
Secretariat, Fort St. George,  
Chennai – 600 009.  
Rep. By its Secretary

2.Chennai Metropolitan Development Authority  
No.1, Gandhi Irwin Road,  
Egmore, Chennai – 600 008.  
Rep. By its Member Secretary

... Respondents

**PRAYER:** Writ Petition filed under Article 226 of the Constitution of India, for issuance of a Writ of Mandamus, directing the 1<sup>st</sup> respondent to consider and pass appropriate orders on the representation given by the petitioner dated 06.12.2018 for regularisation and exemption under Section 113 of Tamil Nadu Town and Country Planning Act, 1971 and consequently issue planning permission.



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For Petitioner : Mr.Praveen S. Purohit  
For Respondent-1 : Ms.R.L.Karthika  
Government Advocate  
For Respondent-2 : Mr.C.N.Vinobha  
Standing Counsel for CMDA

### **ORDER**

**[ORDER OF THE COURT WAS MADE BY V.M.VELUMANI, J.]**

The learned counsel for the petitioner submitted that the Appeal dated 12.12.2018 filed by the petitioner to the first respondent was rejected by the first respondent in G.O.(3D) No.38, Housing and Urban Development (UD-VII(1)] Department, dated 22.01.2020 and the said rejection order is challenged in W.P.No.12208 of 2020 and hence, nothing survives in this writ petition.

Recording the submission made by the learned counsel for the petitioner, this writ petition is dismissed as infructuous. No costs.

**[V.M.V., J.]      [V.L.N., J.]**

**13.03.2023**

Index : Yes/No  
Internet : Yes/No  
Speaking / Non-speaking order  
TK



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To

1.The Secretary  
Government of Tamil Nadu  
Department of Housing and Urban Development  
Secretariat, Fort St. George,  
Chennai – 600 009.

2.The Member Secretary  
Chennai Metropolitan Development Authority  
No.1, Gandhi Irwin Road,  
Egmore, Chennai – 600 008.



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