



WEB COPY



W.P.No.24702 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.09.2023

CORAM

THE HONOURABLE MR.JUSTICE S.SOUNTHAR

W.P.No.24702 of 2021
and W.M.P.No.25995 of 2021

Mettukuppam Sri Lakshmi Nagar
House Owners' Welfare Association,
(Reg No.509/2012),
Rep. by its Secretary P.Murugan,
Having office at:
Plot No.175, 1st Main Road,
Sri Lakshmi Nagar, Alwarthiru Nagar,
Chennai – 600 087.

... Petitioner

vs.

1.Tamil Nadu Housing Board (TNHB),
Rep by its Chairman and Managing Director,
Head Office at:CMDA Complex,
E&C Market Road, Koyambedu,
Chennai – 600 107.

2.Chennai Metropolitan Development Authority (CMDA),
Rep. by its Member-Secretary,
Thalamuthu Natarajan Building,
No.1, Gandhi Irwin Road,
Egmore, Chennai – 600 008.

3. Greater Chennai Corporation,
Rep. by its Commissioner,
Ripon Building,
Chennai – 600 003.



W.P.No.24702 of 2021

4.The Executive Engineer (cum) Administrative Officer,
Tamil Nadu Housing Board,
K.K.Nagar Division,
C-48, 2nd Avenue, Anna Nagar,
Chennai – 600 040.

5.The Executive Engineer,
Works Department,
Greater Chennai Corporation,
Ripon Building, Chennai – 600 003.

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned Circular dated 05.12.2019 in Letter No.கே.கே.ந.கோ./நி.அ.பி/0483/13 issued by the 4th respondent to the 5th respondent and to quash the same insofar as it relates to the lands in Survey Nos.373/2A, 373/2B, 374/2 and 375 of Nerkundram Village, Maduravoyal Taluk, Chennai District are concerned and direct the respondents 2 and 3 and their Subordinates not to insist on no-objection (NOC) from the Tamil Nadu Housing Board, for Regularization of plots and for approval and sanctioning of planning permission and Building plan, in respect of the lands/plots comprised in Survey Nos.373/2A, 373/2B, 374/2 and 375 of Nerkundram Village, Maduravoyal Taluk, Chennai District.



W.P.No.24702 of 2021

For Petitioner : Mr.K.Karthik Jagannath

For Respondents : Mr.A.S.Ragul Adhithya
for Ms.P.T.Ramadevi
Senior Counsel for GCC for R3 and R5
Mrs.Veena Suresh
Senior Counsel for CMDA for R2
Mr.A.M.Ravindranath Jeyapal
Senior Counsel for R1 and R4

ORDER

This writ petition is filed challenging the communication of the 4th respondent addressed to 5th respondent insisting no objection certificate from Tamil Nadu Housing Board.

2. When the writ petition was taken up for hearing, the learned counsel appearing for the 4th respondent/Housing Board produced a letter of the 4th respondent addressed to 3rd respondent dated 25.09.2023 in Letter No.K.K.Na.Ko/Ni.A.B/0483/13 stating that the insistence of no objection certificate from Housing Board is withdrawn in respect of S.Nos.284/1A, 373/2A, 373/2B, 374/2 and 375.

3. In view of the letter by the 4th respondent withdrawing insistence of no objection certificate in respect of the petitioner's land, there



W.P.No.24702 of 2021

may not be any impediment for the respondents 2 and 3 to consider the application of the petitioner for planning permission and regularisation etc, if the application is otherwise in order.

4. With this observation, this writ petition stands disposed of.

No costs. Consequently, connected miscellaneous petition is closed.

27.09.2023

Index : Yes/No
Speaking order: Yes/No
Neutral Citation: Yes/No
ub



W.P.No.24702 of 2021

To

WEB COPY

1. Tamil Nadu Housing Board (TNHB),
Rep by its Chairman and Managing Director,
Head Office at: CMDA Complex,
E&C Market Road, Koyambedu,
Chennai – 600 107.

2. Chennai Metropolitan Development Authority (CMDA),
Rep. by its Member-Secretary,
Thalamuthu Natarajan Building,
No.1, Gandhi Irwin Road,
Egmore, Chennai – 600 008.

3. Greater Chennai Corporation,
Rep. by its Commissioner,
Ripon Building,
Chennai – 600 003.

4. The Executive Engineer (cum) Administrative Officer,
Tamil Nadu Housing Board,
K.K.Nagar Division,
C-48, 2nd Avenue, Anna Nagar,
Chennai – 600 040.

5. The Executive Engineer,
Works Department,
Greater Chennai Corporation,
Ripon Building, Chennai – 600 003.



WEB COPY



W.P.No.24702 of 2021

S.SOUNTHAR, J.

ub

W.P.No.24702 of 2021

27.09.2023