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W.P.No.29268 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.10.2023

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.29268 of 2023

S.Balaji

.. Petitioner

Vs.

1. The Commissioner
Greater Chennai Corporation
Ripon Building, Chennai – 600 003.

2. The Assistant Engineer
Greater Chennai Corporation Zonam Office – 11
33, Arcot Road, Valasaravakkam
Chennai – 600 087.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the respondents to take appropriate legal action against the erring contractors who had laid new substandard roads without milling old roads at Ward 152, Zone - 11 of Greater Chennai Corporation on the basis of my representation dated 25.09.2023 sent to the respondents 1 & 2.



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For the Petitioner : Ms.G.Kiruthika

For the Respondents : Mr.A.Arun Babu
Standing Counsel

ORDER

(Made by the Hon'ble Chief Justice)

Heard Ms.G.Kiruthika, learned counsel for the petitioner and
Mr.A.Arun Babu, learned Standing Counsel for the respondents.

2. This petition is filed on the ground that roads are constructed in a substandard manner. The contractor is not made as a party respondent in the petition. The name of the contractor is also not detailed.

3. The petition is filed on vague averments and in the most casual manner. The petition is bereft of details and all necessary parties. Directions cannot be issued on the basis of such inadequate pleadings.

4. Learned counsel for the petitioner states that an application



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has been submitted under the Right to Information Act, 2005 seeking information. The petitioner ought to have received the information first and should have filed the present petition, if the said information depicts about the illegalities committed.

5. In the light of that, at present, we are not inclined to entertain the present petition. In case the petitioner obtains the details upon the application filed by the petitioner under the Right to Information Act, 2005 (as contended by learned counsel for the petitioner), then the petitioner may take appropriate steps, in accordance with law.

6. With these observations, the writ petition stands disposed of. There will be no order as to costs. Consequently, W.M.P.No.28883 of 2023 is closed.

(S.V.G., CJ.)

(D.B.C., J.)

10.10.2023

Index : Yes/No
Neutral Citation : Yes/No

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