



W.P.(MD) No.1058 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: **12.10.2023**

CORAM:

THE HONOURABLE MR.JUSTICE N. ANAND VENKATESH

W.P.(MD)No.1058 of 2021

Ramzan Jailani

...Petitioner

Vs.

1.The Superintendent Engineer,
O/o.The Superintendent Engineer,
Tamil Nadu Housing Board,
No.493, Anna Salai,
Nanthanam,
Chennai.

2.The Executive Engineer & Administrative Officer,
Madurai Housing Unit,
Tamil Nadu Housing Board,
Ellisnagar,
Madurai District.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the Respondents No.1 & 2 to consider the petitioner's representation dated 30.12.2020 within the period that may be stipulated by this Court.



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For Petitioner :Mr.R.Mohamed Rajapdheen

For Respondents :Mr.R.Sivakumar
Standing Counsel

ORDER

This writ petition has been filed for issuance of writ of mandamus directing the first and second respondents to consider the representation made by the petitioner on 30.12.2020, wherein the petitioner has sought for allotment of the land or in alternate, for refund of the amount that is already paid to the tune of Rs.1,27,193/-.

2. Plot No.1187, LIG - II under Thoppur S&S Scheme was allotted to the petitioner on 13.06.2008 under hire purchase basis. The petitioner was accepted to remit the costs after deducting the initial deposit with interest in equated monthly installments over a period of 15 years. This EMI was supposed to be paid on or before 15th of every month, commencing from the month of July, 2008.

3. The case of the petitioner is that she suffered various problems in paying monthly installments and the petitioner wants the second respondent to consider the representation dated 30.12.2020 and to allot



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the plot or in the alternative, to refund the initial deposit paid. Since the representation was not acted upon, the present writ petition has been filed before this Court.

4. When the matter was taken up for hearing, the learned Standing Counsel appearing on behalf of the Housing Board circulated the proceedings of the Housing Board dated 06.09.2016, wherein the petitioner had already been informed that the allotment was cancelled in view of the fact that the petitioner did not pay EMI within the period stipulated. The petitioner has not challenged the proceedings and has filed this writ petition in the year 2021. Hence, this Court does not find any merits in this writ petition. Accordingly, the writ petition is dismissed. No costs.

12.10.2023

NCC :Yes/No

Index :Yes/No

Internet : Yes/ No

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N. ANAND VENKATESH, J.

SM

Order made in
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