



W.P(MD)No.6793 of 2017

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
WEB COPY

DATED: 14.06.2023

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P(MD)No.6793 of 2017

V.Balakrishnan

...Petitioner

Vs.

1.The District Collector,
Trichy District,
Trichy – 620 001.

2.The Assistant Director of Town Panchayats,
Trichy Division,
District Collector Office,
Trichy District.
Trichy – 620 001.

3.The Executive Officer,
Kannanur Town Panchayat,
Samayapuram Post,
Manachanallur Taluk,
Trichy District – 621 112.

4.Kulunthalayee

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the third respondent to consider the petitioner's representation dated 30.03.2017 and to furnish the documents sought by the petitioner



W.P(MD)No.6793 of 2017

and to conduct enquiry after affording ample opportunity within the time stipulated by this Court.

For Petitioner : Mr.M.R.Sreenivasan
For R1 & R2 : Mr.P.T.Thiraviam
Government Advocate
For R3 : Mr.M.Saravanakumar
For R4 : No appearance

ORDER

The petitioner has raised certain objections for the construction put up by the fourth respondent and submitted a representation to the third respondent on 30.03.2017 and has also filed this writ petition for a Mandamus, directing the third respondent to consider his representation.

2.The learned counsel appearing for the third respondent and the learned Government Advocate appearing for the respondents 2 & 3 submits that the fourth respondent has already filed a suit in O.S.No.492 of 2014 as against this petitioner before the District Munsif Court, Lalkudi for the relief of bare injunction and he obtained an order of injunction. Thereafter, she produced the same before the third respondent, based on which, the third respondent



W.P(MD)No.6793 of 2017

has granted Building Planning Approval to the fourth respondent.

WEB COPY

3.From the rival submissions made, it is seen that a civil suit is pending between the parties and the Building Planning approval has already been granted to the petitioner, this writ petition is dismissed. However, the petitioner is at liberty to work out his remedy in the civil suit. No costs.

14.06.2023

NCC : Yes / No.

Index : Yes / No.

vrn



W.P(MD)No.6793 of 2017

To

WEB COPY

- 1.The District Collector,
Trichy District,
Trichy – 620 001.
- 2.The Assistant Director of Town Panchayats,
Trichy Division,
District Collector Office,
Trichy District.
Trichy – 620 001.
- 3.The Executive Officer,
Kannanur Town Panchayat,
Samayapuram Post,
Manachanallur Taluk,
Trichy District – 621 112.



WEB COPY



W.P(MD)No.6793 of 2017

B.PUGALENDHI, J.

vrn

Order made in
W.P(MD)No.6793 of 2017

14.06.2023