



W.P.(MD)Nos.18589 to 18592 of 2017

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 20.11.2023

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P.(MD)Nos.18589 to 18592 of 2017

and

W.M.P.(MD)Nos.14980 to 14983 of 2017

- | | |
|-----------------|--|
| 1. C.Velmurugan | ... Petitioner in W.P.(MD)No.
18589 of 2017 |
| 2. S.Valarmathi | ... Petitioner in W.P.(MD)No.
18590 of 2017 |
| 3. P.Thangaraj | ... Petitioner in W.P.(MD)No.
18591 of 2017 |
| 4. B.Udhayakala | ... Petitioner in W.P.(MD)No.
18592 of 2017 |

versus

1. The District Collector,
Madurai District,
Madurai.
2. The Assistant Director
(Village Panchayat),
Madurai District,
Madurai.
3. The Special Officer/
The Block Development Officer



W.P.(MD)Nos.18589 to 18592 of 2017

(Village Panchayat),
Kottampatti Village Panchayat,
Kottaimpatti Panchayat Union,
Madurai District.

... Respondents in all W.Ps.

Prayer in W.P.(MD)No.18589 of 2017: Writ Petition filed under Article 226 of the Constitution of India, seeking for the issuance of Writ of Certiorarified Mandamus, to call for Impugned Notice under Na.Ka.No.1/2017/Ko-1, dated 26.09.2017 on the file of the 3rd respondent pertaining to directing the petitioner to handover the shop No.16 to the 3rd respondent and quash the same as illegal and consequently, direct the respondents to extend the period of lease by formulating a committee for fixation of fair rent as per Clause 3 of G.O.Ms.No.92, Municipal Administration and Water Supply Department.

Prayer in W.P.(MD)No.18590 of 2017: Writ Petition filed under Article 226 of the Constitution of India, seeking for the issuance of Writ of Certiorarified Mandamus, to call for Impugned Notice under Na.Ka.No.1/2017/Ko-1, dated 26.09.2017 on the file of the 3rd respondent pertaining to directing the petitioner to handover the shop No.19 to the 3rd respondent and quash the same as illegal and consequently, direct the respondents to extend the period of lease by formulating a committee for fixation of fair rent as per Clause 3 of G.O.Ms.No.92, Municipal Administration and Water Supply



W.P.(MD)Nos.18589 to 18592 of 2017

Department.

WEB COPY

Prayer in W.P.(MD)No.18591 of 2017: Writ Petition filed under Article 226 of the Constitution of India, seeking for the issuance of Writ of Certiorarified Mandamus, to call for Impugned Notice under Na.Ka.No.1/2017/Ko-1, dated 26.09.2017 on the file of the 3rd respondent pertaining to directing the petitioner to handover the shop No.20 to the 3rd respondent and quash the same as illegal and consequently, direct the respondents to extend the period of lease by formulating a committee for fixation of fair rent as per Clause 3 of G.O.Ms.No.92, Municipal Administration and Water Supply Department.

Prayer in W.P.(MD)No.18592 of 2017: Writ Petition filed under Article 226 of the Constitution of India, seeking for the issuance of Writ of Certiorarified Mandamus, to call for Impugned Notice under Na.Ka.No.1/2017/Ko-1, dated 26.09.2017 on the file of the 3rd respondent pertaining to directing the petitioner to handover the shop No.18 to the 3rd respondent and quash the same as illegal and consequently, direct the respondents to extend the period of lease by formulating a committee for fixation of fair rent as per Clause 3 of G.O.Ms.No.92, Municipal Administration and Water Supply Department.



WEB COPY



W.P.(MD)Nos.18589 to 18592 of 2017

For Petitioners
in all W.Ps. : Mr.K.Mahendran

For Respondents : Mr.M.Sarangan,
in all W.Ps. Additional Government Pleader

COMMON ORDER

The petitioners are lessees of shops owned by Kottampatti Village Panchayat at Kottampatti Bus Stand. These writ petitions have been filed in the year 2017 challenging the Tender Notification floated by the respondent Panchayat for conducting a public auction.

2. The petitioners have filed these writ petitions that the period of lease has to be extended as per G.O.Ms.No.92 Municipal Administration and Water Supply Department, dated 03.07.2007.

3. The learned Additional Government Pleader appearing for the respondents submits that the Panchayat is intending to demolish the existing complex building and to construct a new building, for which, the amount has also been sanctioned. He further submits that these



W.P.(MD)Nos.18589 to 18592 of 2017

shops have already been evicted and now, it is under the control of the
3rd respondent Panchayat.

4. In view of the subsequent development, these writ petitions are closed with liberty to the petitioners to work out their remedy in the public auction proposed to be conducted for allotment of shops after the construction of the new building. No costs. Consequently, connected miscellaneous petitions are closed.

20.11.2023

ogy

NCC : Yes / No.

Index : Yes / No.

Internet : Yes / No.

To

1. The District Collector,
Madurai District,
Madurai.
2. The Assistant Director
(Village Panchayat),
Madurai District,
Madurai.



WEB COPY



W.P.(MD)Nos.18589 to 18592 of 2017

B.PUGALENDHI, J.

ogy

3. The Special Officer/
The Block Development Officer
(Village Panchayat),
Kottampatti Village Panchayat,
Kottaimpatti Panchayat Union,
Madurai District.

W.P.(MD)Nos.18589 to 18592 of 2017

20.11.2023