



WEB COPY

W.P.(MD) No.29600 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.12.2023

CORAM:

**THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM
and
THE HONOURABLE MR.JUSTICE V.LAKSHMINARAYANAN**

W.P.(MD) No.29600 of 2023

R.Mayilsamy

... Petitioner

-vs-

- 1.The District Collector
Madurai District
Madurai
- 2.The Commissioner
Madurai City Municipal Corporation
Thallakulam
Madurai
- 3.The Deputy Director
District Town and Country Planning
Madurai District Sector 6
Anaiyur, Koodal Pudur
Madurai-17
- 4.The Chief Engineer
Madurai City Municipal Corporation
Thallakulam, Madurai



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5.The Executive Engineer (Planning)
Madurai City Municipal Corporation
Thallakulam, Madurai

6.Lakshmana Multi Speciality Hospital
Door No.23, Pykara
Thiruparankundram Road
Zone 5, Madurai City Municipal Corporation
Madurai

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents 1 to 5 to take appropriate action against the unauthorized construction of the sixth respondent hospital under the provisions of Town and Country Planning Act as per the notice issued by the fourth respondent under 56(1) of the Tamil Nadu Country Planning Act, 1971, dated 11.05.2023.

For Petitioner : Mr.N.Ananda Kumar

For Respondents : Mr.S.P.Maharajan
Special Government Pleader for R1 & R3
Mr.K.Sivabalan
Standing Counsel for R2, R4 & R5



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ORDER

[Order of the Court was made by S.M.SUBRAMANIAM, J.]

The prayer in this writ petition is to direct the respondents 1 to 5 to take appropriate action against the unauthorized construction of the sixth respondent – Hospital, under the provisions of Town and Country Planning Act, as per the notice issued by the fourth respondent under Section 56(1) of the Tamil Nadu Country Planning Act, 1971, dated 11.05.2023.

2. Learned Standing Counsel appearing for Madurai City Municipal Corporation made a submission that actions were already initiated based on the complaint given by the petitioner and a lock and seal notice was issued as early as on 06.07.2023. In view of certain circumstances, the respondent – Corporation requires some more time to remove the unauthorized construction.

3. We direct the official respondents to complete the entire process in all respects, within a period of eight weeks from the date of receipt of a copy of this order.



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4. With the above direction, the writ petition is disposed of. No costs.

[S.M.S., J.]

[V.L.N., J.]

21.12.2023

NCC : Yes / No

Index : Yes / No

Internet : Yes / No

krk

To:

1.The District Collector,
Madurai District,
Madurai.

2.The Deputy Director,
District Town and Country Planning,
Madurai District Sector 6,
Anaiyur, Koodal Pudur,
Madurai-17.



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