



W.P.No.320 of 2020

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.08.2024

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

W.P.No.320 of 2020
and W.M.P.No.5636 of 2020

Sindhu Apartments Welfare
Association – Annanagar
Sindhu Apartment, J to M Block
7th Avenue, Anna Nagar West,
Chennai – 600 040
represented by its Secretary

... Petitioner

-Vs-

1. The Commissioner,
Greater Chennai Corporation,
Rippon Buildings, Chennai 600 103.
2. The Zonal Officer,
Corporation Zone No.VIII,
Anna Nagar, Corporation Of Chennai,
Shenoy Nagar, Chennai 600 030.
3. The Executive Engineer / Zonal Office VIII,
Greater Chennai Corporation,
2nd Cross Street(East) Pulla Avenue,
Shenoy Nagar, Chennai 600 030.
4. The Chairman,
Tamil Nadu Housing Board,
No.493, Anna Salai, Nandanam,
Chennai-600 035.
(R4 Impleaded As Per Order
Dated 10.02.2020
made in WMP.No.3845 of 2020
In W.P.No.320 of 2020)

... Respondents

Prayer : Writ Petition filed under Article 226 of Constitution of India praying



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for the issuance of a Writ of Mandamus, directing the first respondent to forthwith consider the petitioner's representation dated 23.10.2019 and cause an inspection by the second and third respondents herein and to issue Notice for demolition and evacuation of the inmates of the Sindhu Apartment comprising apartments J1-J6, K1-K6, L1-L6, M1-M6, Anna Nagar, 7th Avenue, Block 21, under T.S.No.1/1.

For Petitioner : Mr.R.Thirumalai
For R1 to R3 : Mrs.P.T.Rama Devi
Standing Counsel
For R4 : Mr.D.Veerasekaran
Standing Counsel

ORDER

This writ petition has been filed for direction directing the first respondent to forthwith consider the petitioner's representation dated 23.10.2019 and cause an inspection by the second and third respondents herein and to issue Notice for demolition and evacuation of the inmates of the Sindhu Apartment comprising apartments J1-J6, K1-K6, L1-L6, M1-M6, Anna Nagar, 7th Avenue, Block 21, under T.S.No.1/1.

2. Heard both sides and perused the materials available on record.

3. The petitioner is an Association consisting members of the owners of Sindhu Apartments comprising apartments J1-J6, K1-K6, L1-L6, M1-M6



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constructed by the fourth respondent situated at 7th Avenue, Block 21, under T.S.No.1/1 corresponding to Old Survey No.226/Part vide C.A.No.312/2012, Anna Nagar, Chennai. The entire apartment is under dilapidated condition and as such, it is not safe to live there. Therefore, the petitioner submitted a representation dated 23.10.2019 to inspect their apartment and to declare and certify as to whether to demolish the building and/or evacuate and/or continue to live. However, so far, no inspection has been conducted by the respondents.

4. Considering the above facts and circumstances of the case, the respondents 1 to 3 are directed to inspect the petitioner's apartment and based on the stability and living condition, pass appropriate orders on merits and in accordance with law, within a period of six weeks from the date of receipt of a copy of this order.



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WEB COPY 5. With the above directions, this writ petition is disposed of.

Consequently, connected Miscellaneous petition is closed. There shall be no order as to costs.

19.08.2024

Internet: Yes

Index : Yes/No

Speaking/Non Speaking order

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To

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G.K.ILANTHIRAIYAN. J,



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