



WEB COPY



W.P.No.33886 of 2002

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.09.2024

CORAM :

THE HONOURABLE MR. JUSTICE M. DHANDAPANI

W.P.No.33886 of 2002

and

W.P.M.P.No.50094 of 2002

Seafarer Fisheries (P) Ltd.,
Rep. by its Managing Director,
No.21 & 22, Fishing Harbour Complex,
Royapuram, Chennai – 600 019.

... Petitioner

Vs.

1.The Chairman, Chennai Port Trust,
Chennai.

2.The Chennai Fishing Harbour Management Committee,
Royapuram, Chennai – 600 013.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, forbearing the respondents herein from in anyway collecting the enhanced rent from the petitioner until the respondent provide all the basic amenities to the petitioner unit as promised by them.

For Petitioner : Mr.K.V.Sundararajan

For Respondents : Mr.Haja Mohideen Gisthi



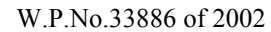
W.P.No.33886 of 2002

ORDER

WEB COPY

This Writ Petition has been filed by the petitioner seeking for a Writ of Mandamus, to forbear the respondents herein from in anyway collecting the enhanced rent from the petitioner until the respondent provide all the basic amenities to the petitioner unit as promised by them.

2. The case of the petitioner is that, on 12.11.1992, the petitioner was allotted with 1000 sq.ft. by the 1st respondent and the rent was fixed at Rs.65/- p.a. per sq.m. for a lease period of 10 years, however, during the year 1995, the rent was enhanced to Rs.80/- sq.m. At that time, the petitioner did not protest for the enhancement with the hope that the respondents would provide the basic amenities as promised by them. However, there was no improvement in providing the basic amenities except laying of road. Whiles, the petitioner received a notice from the respondents claiming the enhanced rent, which was hiked to 100% i.e., Rs.160/- p.a. per sq.m. and the petitioner paid the rent till April 2002 at Rs.10,080/- p.m. and continued to pay the same. However, the 2nd respondent directed the petitioner to pay the revised rate of Rs.15,120/- per month and also the additional security deposit. Aggrieved by the same, the petitioner has filed the present writ petition before this court.



4. In view of the above, this Writ Petition is dismissed with the above liberty. No costs. Consequently, the connected miscellaneous petition is closed.

To

- 1.The Chairman, Chennai Port Trust,
Chennai.
- 2.The Chennai Fishing Harbour,
Management Committee,
Royapuram, Chennai – 600 013.



WEB COPY



W.P.No.33886 of 2002

M.DHANDAPANI, J.

sp

W.P.No.33886 of 2002

03.09.2024
(2/2)