



W.P.No.23439 of 2016

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.09.2024

CORAM:

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

W.P.No.23439 of 2016

A.Arumugam

... Petitioner

Vs.

- 1.The Director of Town Country Planning,
O/o. The Directorate of Town and Country Planning,
No.807, Anna Salai, Chennai 600 002
- 2.The Deputy Director of Town and Country Planning,
Salem Region, No.6, Sannathi Street,
Subramaniya Nagar, Sooramangalam,
Salem 636 005
- 3.The Commissioner,
Gobichettipalayam Municipality,
Gobichettipalayam, Erode District
- 4.P.M.Sainathan
- 5.P.M.Udhayakumar
- 6.G.S.Arumugam

... Respondents

PRAYER:

Writ Petition is filed under Article 226 of Constitution of India praying to issue a Writ of Mandamus directing the respondents 1 to 3 herein to forthwith consider and pass orders on the representation dated 18.02.2016 submitted by the Petitioner to confirm the Original Layout



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Plan Approval in Ma. Va./ Na. U.E. No.306/ 92 dated 11.03.1992 insofar as the north to south 40 feet road starts from Sathyamangalam-Erode Highways and leading to the property of the petitioner namely the land in S.No.174 of Veerapandi Village, Gobichettipalayam Taluk in view of the recommendations of the Deputy Director of Town and Country Planning, Salem Region in his Proceedings in Na.Ka.No.4711/97, Se.Ma.3 dated 22.12.1997 and Na.Ka.No.4711/97, Se.Ma.3 dated 13.03.1998 as well as the Commissioner of Gobichettipalayam Municipality in his proceedings in Na.Ka.No.11956/93-F2 dated 17.05.1995 to enable the petitioner to continue to have access to his above mentioned property.

For Petitioner : Mr.A.Sundaravadhanan

For Respondents

For R1 to 3 : Mr.V.Manoharan,
Additional Government Pleader

For R6 : Mr.K.V.Muthuvisakaran

ORDER

This writ petition has been filed for direction to the respondents 1 to 3 herein to forthwith consider and pass orders on the representation dated 18.02.2016 submitted by the Petitioner to confirm the Original Layout Plan Approval in Ma. Va./ Na. U.E. No.306/ 92 dated 11.03.1992 insofar as the north to south 40 feet road starts from Sathyamangalam-Erode Highways and leading to the property of the



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petitioner namely the land in S.No.174 of Veerapandi Village, Gobichettipalayam Taluk in view of the recommendations of the Deputy Director of Town and Country Planning, Salem Region in his Proceedings in Na.Ka.No.4711/97, Se.Ma.3 dated 22.12.1997 and Na.Ka.No.4711/97, Se.Ma.3 dated 13.03.1998 as well as the Commissioner of Gobichettipalayam Municipality in his proceedings in Na.Ka.No.11956/93-F2 dated 17.05.1995 to enable the petitioner to continue to have access to his above mentioned property.

2. However, after so many years, the representation of the petitioner cannot be considered now. Therefore, the petitioner is at liberty to submit a fresh representation within a period of two weeks from the date of receipt of copy of this order. On receipt of the same, the second respondent is directed to consider the request made by the petitioner after issuance of notice to the petitioner and respondents 4 to 6 herein and giving them opportunity of hearing, and to pass orders on merits and in accordance with law within a period of eight weeks from the date of receipt of the fresh representation, if not already considered.



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3. With the above direction, this writ petition is disposed of.

There shall be no order as to costs.

05.09.2024

Neutral Citation: Yes/No

Index: Yes/No

Speaking/Non-speaking order
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