



W.P.No.21250 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.06.2024

CORAM :

THE HON'BLE MR.R.MAHADEVAN, ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE MOHAMMED SHAFFIQ

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Kotta Goundampatti Vasantham Nagar
T.N Veettu Vasanthi Variyam
Veettu Urimaiyalargal Nala Sangam
Regd as Society No.27/2017
rep by Secretary, P.Krishnan
No.M-11-98, Vasantham Nagar
TNHB Quarters, Kotta Goundanpatty
Salem – 636 011.

.. Petitioner

Vs

- 1 The Chairman
Tamil Nadu Housing Board
Anna Salai Nandanam
Chennai - 600 015.
- 2 The Executive Engineer
and Administrative Officer
Tamil Nadu Housing Board
Ayyan Thirumaligai
Salem – 636 008.



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3 The Block Development Officer
Omalur Panchayat Union,
Goundampalayam Panchayat Office
Salem - 636 011.

4. The Chairman
Tamil Nadu Urban Habitat Development Board
No.5, Kamarajar Salai, Chepauk
Chennai – 600 005.

..

Respondents

[R4 impleaded vide order dated 18.8.2023]

Prayer: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing respondents 1 and 2 to provide for the basic amenities of water supply and drainage by making adequate provisions to drain the accumulated sewerage alternate open park and play field and 40 feet approach road to Salem-Bangalore National Highways, for Kotta Goundanpatti Housing scheme (Vasantham Nagar), Omalur Taluk Salem District by considering the representations dated 17.05.2017, 22.06.2017 and 15.03.2018 within a stipulated time frame.

For the Petitioner : Ms.Elizabeth Ravi

For the Respondents : Mr.D.Veerasekaran
Standing Counsel
for respondents 1 and 2

: Mr.M.Babu Muthu Meeran
for 4th respondent

: Mr.N.Inbanathan



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for 3rd respondent

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ORDER

(Order of the Court was made by the Hon'ble Acting Chief Justice)

Heard Ms.Elizabeth Ravi, learned counsel for the petitioner; Mr.D.Veerasekaran, learned Standing Counsel for respondents 1 and 2; Mr.N.Inbanathan, learned counsel for the third respondent; and Mr.M.Babu Muthu Meeran, learned counsel for the fourth respondent.

2. The petitioner has filed this writ petition seeking issuance of a writ of mandamus to direct respondents 1 and 2 to provide the basic amenities of water supply and drainage by making adequate provisions to drain the accumulated sewerage, alternate open park and play field and 40 feet approach road to Salem-Bangalore National Highways, for Kotta Goundanpatti Housing scheme (Vasantham Nagar), Omalur Taluk, Salem District, by considering the representations dated 17.05.2017, 22.06.2017 and 15.03.2018.

3. The grievance of the petitioner is that, as per the layout plan, vacant areas were earmarked for the use of the general public, but the respondent/Board has put up constructions in the said area.



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It is further stated that the drainage facilities are totally lacking.

4. Mr.D.Veerasekaran, learned Standing Counsel appearing on behalf of respondents 1 and 2, submits that an extent of 13,323.69 sq.m. of land earmarked as open space and for children's park has been handed over to the President of the Kottagoundampatty Panchayat, Omalur, on 1.7.2022.

5. From the submission made by learned Standing Counsel for respondents 1 and 2, it is clear that much water has flown since the filing of the writ petition. Recording the aforesaid submission, the writ petition is disposed of. If the petitioner/association has any other grievance, it is always open to them to approach the competent authority. There shall be no order as to costs.

(R.M.D., ACJ.) (M.S.Q., J.)
05.06.2024

Index : Yes/No
NC : Yes/No

sasi



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THE HON'BLE ACTING CHIEF JUSTICE
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