



W.P.No.10098 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.04.2024

CORAM:

THE HONOURABLE MRS. JUSTICE V.BHAVANI SUBBAROYAN

W.P.No.10098 of 2024

Saravanan

...Petitioner

Vs

1. The Chairman

The Chennai Metropolitan Water Supply and sewerage Board,
No.1, pumping station road,
Chintadripet, Chennai – 600 002

2. The Area Engineer – VI

No.3, Vadivelu II cross streer
Perambur, Chennai -11.

3. The Assistant Engineer/Deport 64

Kalidass Stret, Pombukar Nagar,
Kolathur, Chennai – 99.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents to cancel Water and Sewerage Tax connection vide CMC No.5147-000000-8 for



W.P.No.10098 of 2024

WEB COPY

the property situated at Chennai District, Perambur Taluk, bearing No.P-1 Annai Theresa Nagar, Villivakkam, Chennai – 600 049, comprised in Survey No.193/2A measuring an extent of 1800 Sq.Ft which is in the name of Neeladevi and transfer the same to the name of the petitioner by considering the representation of the petitioner dated 28.11.2023 and pass orders.

For Petitioner : Mr. S. Lavanya

For Respondents : Mrs.K. Vasantha Mala
Standing Counsel

ORDER

The petitioner has filed this writ petition seeking issuance of Writ of Mandamus to consider the petitioner's representation dated 28.11.2023 and pass orders.

2. In view of the consent expressed by the learned counsel appearing for either side, this petition is taken up for final disposal.

3. The case of the petitioner is that the petitioner is the owner of the property situated at P-1 Annai Theresa Nagar, Villivakkam, Chennai 600 049. The said property was registered as Doc.No.3269/1995 dated



W.P.No.10098 of 2024

WEB COPY

3107.1995. Prior to the registration of the subject property one Mrs.Neeladevi was in illegal possession of the property. While so the said Neeladevi with an intention to grab the subject property had illegally obtained the property tax receipts, EB receipts and water Tax in her name, which shows that she is in the possession of the subject property. The said Neela Devi also filed a suit in O.S.No.5839 of 2015 and the same was dismissed. Therefore, the petitioner gave a representation to the respondent on 28.11.2023 to transfer the water tax in his name. However, the same was not considered. Hence this petition.

4. The learned counsel for the petitioner submitted that it would be suffice if this Court issues a direction to the respondent to consider the petitioner's representation dated 28.11.2023 and pass orders.

5. The learned standing counsel appearing for the respondents submitted that they will consider the case of the petitioner and take action in the manner known to law.



W.P.No.10098 of 2024

WEB COPY

6. Considering the facts and circumstances of the case and the limited relief sought for by the petitioner, this Court, without going into the merits of the case, directs the respondent to consider the petitioner's representation dated 28.11.2023, and pass orders on merits and in accordance with law, within a period of four months from the date of receipt of a copy of this order.

7. With the aforesaid direction, this Writ Petition stands disposed of. No costs.

12.04.2024

1/2

Index: Yes/No

Speaking order/Non-speaking order
smn

To

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W.P.No.10098 of 2024

V.BHAVANI SUBBAROYAN,J.

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W.P.No.10098 of 2024

12.04.2024

1/2