



W.P. No.15621 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.06.2024

CORAM:

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

W.P.No.15621 of 2023 and
W.M.P. Nos.15115, 15117 & 15119 of 2023

1.Mrs.Renuka Devi

2.Mr.Sakthivel

3.Mrs.G.Sandhiya

... Petitioners

Vs

1.The District Collector
Thiruvallur District
Thiruvallur

2.The Revenue Divisional Officer
Ambattur Division
Chennai

3.The District Registrar
Registration District Chennai - North
Chennai

4.The Director
Town and Country Planning Authority
Panagal Building
Saidapet, Chennai



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- 5.The Executive Engineer
Greater Chennai Corporation
Zone VII, Ambattur Division
Chennai
- 6.The Tahsildar
Ambattur Taluk Office
Ambattur
Chennai - 600 053
- 7.The Sub Registrar
Konnur Sub Registration office
Ambattur
Chennai - 600 053
- 8.DCB Bank Limited
No.6, Rajaji Road
Opposite Tennis Stadium
Nungambakkam
Chennai - 600 034
- 9.Radhakrishnan
- 10.Ranjith
- 11.Ruksana Begum

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus directing the respondents 1 to 6 to consider petitioner's representation dated 06.05.2023 by fixing a time period in accordance with law.

For Petitioner : Mr.C.Umashankar



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For Respondents : Mr.U.Baranidharan, AGP
for R1, 2, 4 and 6

Mr.B.Vijay
AGP for R3 & R7

Mr.R.Palanikumar Ramesh for R8

No Appearance for R5, R10 and R11

ORDER

This writ petition has been filed seeking a direction to the respondents 1 to 6 to consider petitioner's representation dated 06.05.2023 by fixing a time period in accordance with law.

2. The grievance of the petitioner is that he has appointed one Mr.Radhakrishnan as his power agent for construction of house in his undivided area. Though the said Radhakrishnan constructed six flats in the first and second floor and one flat has been allotted to the petitioner and also registered in his favour. Thereafter, when he was in possession of the property, one DCB Bank has proceeded to take possession of the property of the petitioner. Thereafter only the petitioner came to know that the said



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Radhakrishnan had created fraudulent documents. Hence his representation has to be considered.

3. The very allegations in the representation itself indicate that now the remedy of the petitioner is not before this court. If at all the petitioner alleges any fraudulent transaction, such transaction has to be avoided in the manner known to law, that too within the period of limitation. Just making allegations without any proof, the writ petition cannot be maintained. Accordingly the writ petition deserves to be dismissed.

4. In the result, the writ petition is dismissed. However, there is no order as to costs. Consequently, the connected writ miscellaneous petitions are closed.

18.06.2024

Speaking order / Non-speaking order

Index : Yes / No

Neutral Citation : Yes / No

Asr

To



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- 8.The Government Pleader
High Court, Madras

N.SATHISH KUMAR, J.



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