



WEB COPY

W.P.No.19551 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.01.2024

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.19551 of 2020
and
W.M.P.No.24172 of 2020

N.Saravanan

... Petitioner

Vs.

1.Union of India,
Rep. by its Chief Secretary,
Chief Secretariat,
Goubert Avenue,
Government of Puducherry.

2.The Secretary,
Puducherry Housing Board,
Anna Nagar,
Nellithope,
Puducherry – 605 005.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, calling for the records pertaining to the intimation letter dated 26.06.2020 vide F.No. 26118/PHB/EW-5/I.Nagr/207 issued by the second respondent and quash the same as unconstitutional, illegal and non-est in the eyes of law and further



direct the second respondent to allow the petitioner to continue the lease as per the lease deed dated 20.09.2019 by receiving the rent from 18.11.2020.

WEB COPY

For Petitioner	: Mrs.R.Renuka Devi For Mr.P.Malaravan
For R1	: Mr.A.Tamilvanan Additional Government Pleader [Puducherry]
For R2	: Mr.B.A.Sujay Prasanna

ORDER

The intimation issued by the 2nd respondent dated 26.06.2020 is taken as a cause for the purpose of filing the present writ petition.

2. The petitioner has taken out a commercial property being a Lodge building in Block No.II in the Housing cum Shopping Complex of Puducherry Housing Board at Indira Nagar, Gorimedu, Puducherry. The petitioner submitted an application to the 2nd respondent to grant relaxation from paying the monthly rent for the period from 19.03.2020 until reopen, on account on COVID-19 pandemic. However, the 2nd respondent has not accepted the same and informed through notice to the petitioner to pay the rent. The petitioner preferred an appeal before the Appellate Authority under Section 70 of the



Puducherry Housing Board Act, 1973 on 19.11.2020.

WEB COPY

3. The learned counsel for the 2nd respondent states that the said appeal is pending. That being so, the petitioner is at liberty to pursue the appellate remedy already invoked. The Appellate Authority shall proceed with the appeal filed by the petitioner and dispose of the same as expeditiously as possible.

4. With the above directions, this Writ Petition stands disposed of. No costs. Consequently, connected Miscellaneous Petition is closed.

08.01.2024

Jeni
Index : Yes
Speaking order
Neutral Citation : Yes

To

1.Union of India,
Rep. by its Chief Secretary,
Chief Secretariat, Goubert Avenue,
Government of Puducherry.

2.The Secretary,
Puducherry Housing Board,
Anna Nagar, Nellithope,
Puducherry – 605 005.



WEB COPY



W.P.No.19551 of

S.M.SUBRAMANIAM, J.

Jeni

W.P.No.19551 of 2020

08.01.2024