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W.P.No.26550 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.09.2024

CORAM:

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

W.P.No.26550 of 2024

1.A.Ravichandran

2.R.Vasugi

... Petitioners

Vs.

1.The District Collector,

Chennai District

2.The Commissioner,

Greater Chennai Corporation,

Chennai

3.M/s.Ascend Telecom Infrastructure Private Limited,

No.54/32, Butt Road,

St.Thomas Mount (Near Kathipara Flyover),

Chennai 600 016

... Respondents

PRAYER: Writ Petition is filed under Article 226 of Constitution of India praying to issue a writ of mandamus directing the respondents 1 & 2 to consider the representation of the petitioners dated 12.08.2024 and to take appropriate action against the third respondent for failing to remove the unauthorized cell phone tower situated at Block No.74 MIG II Type, Senniamman Koil Scheme, Plot No.184, Tondiarpet, Chennai 600 081 and consequently to direct the respondents 1 & 2 to remove the said unauthorized cell phone tower at Block No.74 MIG II Type, Senniamman Koil Scheme, plot No.184, Tondiarpet, Chennai 600 081.

For Petitioners : Mr.M.Sivavarthanan



W.P.No.26550 of 2024

WEB COPY

For Respondents

For R1 : Mr.N.Naveen Kumar,
Government Advocate

For R2 : Mr.A.C.Manibharathi,
Standing Counsel

ORDER

This writ petition has been filed for direction to respondents 1 & 2 to consider the representation of the petitioners dated 12.08.2024 and to take appropriate action against the third respondent for failing to remove the unauthorized cell phone tower situated at Block No.74 MIG II Type, Senniamman Koil Scheme, Plot No.184, Tondiarpet, Chennai 600 081 and consequently to direct the respondents 1 & 2 to remove the said unauthorized cell phone tower at Block No.74 MIG II Type, Senniamman Koil Scheme, plot No.184, Tondiarpet, Chennai.

2. The learned counsel appearing for the petitioners endorsed in the bundle seeking permission to withdraw the writ petition and also seeks liberty to proceed against the third respondent in the manner known to law.



W.P.No.26550 of 2024

WEB COPY

3. In view of the endorsement made by the learned counsel appearing for the petitioners, this writ petition is dismissed as withdrawn with liberty to file a suit as against the third respondent. There shall be no order as to costs.

09.09.2024
(2/2)

Neutral citation: Yes/No
Index: Yes/No
Speaking/Non-speaking order
lok

To
1.The District Collector,
Chennai District
2.The Commissioner,
Greater Chennai Corporation,
Chennai
3.M/s.Ascend Telecom Infrastructure Private Limited,
No.54/32, Butt Road,
St.Thomas Mount (Near Kathipara Flyover),
Chennai 600 016

G.K.ILANTHIRAIYAN, J.



WEB COPY



W.P.No.26550 of 2024

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