



WEB COPY



W.P.No.28539 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.10.2024

CORAM :

THE HON'BLE MR.K.R.SHRIRAM, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.KRISHNAKUMAR

W.P.No.28539 of 2024

K.M.ANAND JOSHI

.. Petitioner

Vs

1. THE COMMISSIONER
GREATER CHENNAI CORPORATION
RIPON BUILDING, CHENNAI - 600 003.
2. THE MEMBER SECRETARY
CHENNAI METROPOLITAN DEVELOPMENT AUTHORITY
NO.1, GANDHI IRWIN ROAD,
EGMORE, CHENNAI - 600 008.
3. THE DIRECTOR GENERAL OF POLICE
FIRE AND RESCUE SERVICES,
NO.17, RUKMANI LAKSHMIPATHY ROAD,
EGMORE, CHENNAI - 600 008.
4. DUG OUT
REP. BY ITS MANAGER
MALAYALEE CLUB,
NO.28, 4TH FLOOR, CULB ROAD,
SRINIVASAN NAGAR, CHETPET,
CHENNAI - 600 031.

.. Respondents

Prayer : Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing respondents to consider the



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representation given by the petitioner dated 06.08.2024 and consequently direct respondents 1 and 2 to remove the unauthorized construction done by the 4th respondent in the open terrace in the building owned by the Malayalee Club.

For Petitioner : Mr.Ganesh
for M/s.V.Jai Hari Sudhan

For Respondents : Ms.K.Ashwini Devi
Standing Counsel
for 1st respondent

: Mr.C.Manoharan
Standing Counsel
for 2nd respondent

ORDER

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

The prayer in the petition is to direct the Corporation, i.e., first respondent, to consider the representation dated 6.8.2024 given by petitioner and take appropriate action in accordance with law.

2. Ms.K.Ashwini Devi, learned counsel for first respondent, states that the representation will be considered and disposed of in accordance with law within a period of four weeks. Learned counsel further states that the Corporation will also inspect the premises to see if there are any



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permissions obtained.

3. In view of the statement made by learned counsel for Corporation, the writ petition is disposed of. Any order being passed by the first respondent shall be a reasoned order dealing with all the facts and circumstances of the case. If the order to be passed by first respondent is going to be adverse to the fourth respondent, then a personal hearing shall be given to fourth respondent as well as petitioner. We clarify that we have not expressed any opinion on the merits of the matter. There shall be no order as to costs.

(K.R.SHRIRAM, CJ)

(D.KRISHNAKUMAR,J.)

01.10.2024

Index : Yes/No
NC : Yes/No
sasi



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THE HON'BLE CHIEF JUSTICE
AND
D.KRISHNAKUMAR,J.

(sasi)

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