



W.P.No.33979 of 2017

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.04.2024

CORAM :

THE HON'BLE MR. JUSTICE S.S.SUNDAR
AND
THE HON'BLE MR.JUSTICE N.SENTHILKUMAR

W.P.No.33979 of 2017

S.Prakash Chand Jain

..

Petitioner

v.

1. The Secretary to Government
Housing and Urban Development Department
Fort St.George, Chennai 600 009
2. The Member Secretary
Chennai Metropolitan Development Authority
“Thalamuthu Natarajan Building”
No.150, Gandhi Irwin Salai
Egmore, Chennai 600 008
3. The Commissioner
Tambaram Municipal Corporation
MRM Road, Tambaram
Chennai 600 045
4. S.Sridhar
5. A.Johnson
6. T.Velusamy
7. G.Joseph Punitha Raja



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8. B.Priya Paul

9. S.Paul

10. A.Millar Paul

(R4 to R10 impleaded vide
order dated 02.02.2018 in

WMP.1602/2018 in WP.33979/17)..

Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Certiorarified Mandamus, calling for the records comprised in Letter No.ES3/17228/2002 dated 26.09.2017 on the file of the 2nd respondent, quash the same and consequently direct the respondents to demolish the unauthorized construction of the ground floor portion in the building situate in Door No.150, Velachery Main Road, Poondy Bazar, Selaiyur, Chennai 600 059.

For Petitioner :: Mr.Anish Gopi for
M/s P.B.Ramanujam Associates

For Respondents :: Mr.R.Vigneshwaran
Government Advocate for R1
Mr.C.Manoharan
Standing Counsel for R2
Mr.K.Anbarasan for R5 to R10
No appearance for R3 & R4

ORDER

(Order of the Court was made by S.S.SUNDAR,J.)

The learned counsel appearing for the petitioner has now made an endorsement seeking withdrawal of the writ petition, subject to the liberty being preserved to the petitioner to pursue his civil rights.



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2. With the liberty preserved to the petitioner to seek appropriate remedy before the civil forum to establish his civil rights and the damages, if any, he has suffered on account of unlawful or unauthorized construction, this writ petition is dismissed as withdrawn. No costs.

Index : yes/no

(S.S.S.R.,J.)

(N.S.,J.)

Neutral citation : yes/no

01.04.2024

SS

To

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SS

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