



WEB COPY



W.P.No.35142 of 2019

IN THE HIGH COURT OF JUDICATUE AT MADRAS

DATED: 22.08.2024

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THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

W.P.No.35142 of 2019

Tmt.M.Neelaveni Mohan

.. Petitioner

Vs

1.The Tamil Nadu Cooperative Milk
Producers' Federation Ltd.,
Rep. By its General Manager (Marketing),
Nandanam, Chennai – 35.

2.The Zonal Officer,
Zone No.15, Corporation of Greater Chennai,
Sholinganallur,
Chennai.

3.The Executive Engineer,
Slum Clearance Board,
Semmencherry,
Chennai.

.. Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India seeking for issuance of a writ of mandamus directing the second respondent to fix and collect monthly rent for the ground from the petitioner for the premises belonged to the first respondent situated at Sunami Nagar, Semmenchery, Tamil Nadu Housing Board, near Anna Arch, Chennai – 119.



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For Petitioner : No Appearance

For R1 : Mr.K.N.Pandian, Standing Counsel

For R2 : Ms.K.Ashwini Devi, Standing Counsel

For R3 : Mr.M.Babu Muthu Meeran,
Standing Counsel

ORDER

The writ petition has been filed for a direction to the second respondent to fix and collect monthly rent for the ground which is occupied by the petitioner for carrying on business of Aavin Milk Parlour.

2. Ms.S.Sheela, learned counsel, would submit that she has already given entire bundle to the party for change of vakalat. However, even today, the petitioner has not chosen to engage a new counsel to represent on her behalf. At the time of calling this matter, either the petitioner in person or any counsel on her behalf appeared today.



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3. On perusal of the records, it is submitted by the learned counsel for the second respondent that the property in question is not owned by the second respondent and it is a Wakf property. Therefore, the second respondent cannot fix and collect rent from the petitioner for occupation of the said property. Therefore, direction sought for in this writ petition cannot be granted. Accordingly, the writ petition is dismissed as devoid of any merit. No Costs.

22.08.2024

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To

- 1.The Tamil Nadu Cooperative Milk
Producers' Federation Ltd.,
Rep. By its General Manager (Marketing),
Nandanam, Chennai – 35.
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G.K.ILANTHIRAIYAN, J.
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