



W.P.(MD) No.914 of 2012

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.12.2024

CORAM:

**THE HONOURABLE MR.K.R.SHRIRAM, CHIEF JUSTICE
and
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

**W.P.(MD) No.914 of 2012
and
M.P.(MD) Nos.1 & 2 of 2012**

St.Mary's Educational & Charitable Trust,
Chithrancode, Manalikai Post,
Kanyakumari District – 629 164.
Rep. By its Managing Trustee.

... Petitioner

-VS-

- 1.The State of Tamil Nadu,
Rep. By its Secretary,
Department of Rural Development & Panchayatraj,
Fort St.George,
Chennai – 600 009.
- 2.The Director of Town & Country Planning,
No.807, Anna Salai,
Chennai – 600 002.
- 3.The Hill Area Conservation Authority,
Rep. By its Chairman,
(Secretary to the Government of Tamil Nadu
Department of Housing & Urban Development),
Fort St. George, Chennai – 600 009.
- 4.The Southern Regional Officer,



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All India Council for Technical Education,
The Southern Regional Office,
Sasthiri Bhavan,
No.26, Haddows Road,
Chennai – 600 006.

5.The Anna University of Technology,
Government College of Engineering Campus,
Tirunelveli – 627 007,
Rep. By its Registrar.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Declaration, declaring the impugned Sub Rule (4) & (10) of Rule 3 and Conditions VI & VII in Appendix-A of the TN Panchayats Building Rules, 1997 as amended vide G.O.(Ms).No.57, (Rural Development – C2) dated 03.05.2005 and the consequential proceedings issued by the second respondent Director of Town and Country Planning in Na.Ka.No.26472/2009 MEKP dated 27.09.2011 as ultra vires, unconstitutional and void and further direct the respondents 2 & 3 to give forthwith the site and building plan approval to the petitioner's college premises without reference to the impugned provisions and proceedings.

For Petitioner : Mr.K.Prabhu
for Mr.S.Xavier Rajini

For Respondents 1 to 3 : Mr.SRA.Ramachandran,
Additional Government Pleader

For Respondent No.4 : Mr.N.Dilip Kumar



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ORDER

[Order of the Court was made by The Hon'ble CHIEF JUSTICE]

Counsel for petitioner seeks leave to withdraw the petition.

2.Writ petition is dismissed as withdrawn. There shall be no order as to costs. Consequently, interim applications stand dismissed.

[K.R.SHRIRAM., C.J.]

[L.VICTORIA GOWRI, J.]

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NCC : Yes / No
Index : Yes / No

MR



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THE HON'BLE CHIEF JUSTICE
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