



W.P.(MD) No.21326 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 06.09.2024

CORAM:

**THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
and
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

**W.P.(MD) No.21326 of 2024
and
W.M.P.(MD)Nos.18066 to 18068 of 2024**

C.Balasubramanian

... Petitioner

-VS-

1.The Commissioner,
Madurai City Municipal Corporation,
Arinagar Anna Maligai, Madurai.

2.The Assistant Commissioner,
Zone 4 (South),
Madurai Corporation, Madurai.

3.Town Planning Officer,
Madurai Corporation, Madurai.

4.K.V.Krishnasamy

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records pertaining to the impugned notice A-2/001051/2019, dated 12.06.2024, issued by the second respondent and consequential notice in A-2/001051/2019, dated 19.07.2024, issued by the 3rd respondent under Tamil Nadu Urban Bodies Act, 1988, in respect of Door No.15, Thennolaikara Street, Madurai -1 and quash the same and thereby, revised building plan by petitioner on receipt



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of such fee.

For Petitioner : Mr.S.Manohar
For Respondents 1 to 3 : Mr.K.Sivabalan, Standing Counsel

ORDER

[Order of the Court was made by R.SUBRAMANIAN, J.]

Mr.K.Sivabalan, learned Standing Counsel takes notice for the respondents 1 to 3. Since we are not passing any adverse order, notice to the 4th respondent is deemed unnecessary. By consent, this Writ Petition is taken up for final disposal at the admission stage itself.

2.Reading of the impugned notice dated 19.07.2024, reveals that it is only a show cause notice. The petitioner was required to give his explanation as to why action should not be taken under Section 135(6) of Tamil Nadu Urban Local Bodies Act, 1988. The petitioner has rushed to the Court without even giving a reply.

3.We therefore, do not see any reason to entertain the Writ Petition. At the same time, we permit the petitioner to give a reply to the notice dated 19.07.2024, within a period of 10 days from today. If any such reply is given, the respondents shall consider the same and pass appropriate orders as provided under law.



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4.The Writ Petition is disposed of with the above observation. No costs.

Consequently, connected miscellaneous petitions are closed.

[R.S.M., J.]

[L.V.G., J.]

06.09.2024

NCC : Yes/No

Index : Yes/No

Internet : Yes

Mrn

To

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and
L.VICTORIA GOWRI, J.

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