



W.P.(MD) No.23154 of 2016

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.02.2024

CORAM:

THE HONOURABLE **MR.JUSTICE D.KRISHNAKUMAR**

AND

THE HONOURABLE **MR.JUSTICE R.VIJAYAKUMAR**

W.P.(MD)No.23154 of 2016

P.T.Vasudevan

... Petitioner

-Vs-

1.The Madurai City Municipal Corporation,
Represented by its Commissioner,
Aringar Anna Maligai, Madurai-625 002.

2.M/s.Kumbha Associates,
Rep. by its Chief Executive Officer,
15, Rakkiappa Street, Mylapore,
Chennai-600 004.

3.G.Krishna Kumar

4.J.Dinakar

5.S.A.Neeraja

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the 1st respondent to demolish the unauthorized construction within a time frame to be fixed by this Court.

For Petitioner : Mr.M.Senthil Kumar

For R1 : Mr.F.Deepak



WEB COPY



W.P.(MD) No.23154 of 2016

ORDER

[Order of the Court was made by *D.KRISHNAKUMAR, J.*]

This Writ Petition is filed seeking for a direction to the 1st respondent to demolish the unauthorized construction within a time frame to be fixed by this Court.

2.Today, when the matter is taken up for hearing, the learned counsel appearing for the 1st respondent submitted that admittedly, the promotor of the apartment at Bharathi Ula Road, Madurai, wherein the petitioner is one of the purchasers, had converted the car parking area into the building and thereby, violated the approved plan granted by the Corporation.

3.In view of the said submission, we direct the respondent Corporation to take action for removal of unauthorized construction, after providing opportunity to all the parties concerned and complete the same by following due process of law, within a period of twelve weeks from the date of receipt of a copy of this order,



W.P.(MD) No.23154 of 2016

WEB COPY

4. With the above direction, this Writ Petition stands disposed of. No costs.

[D.K.K., J.] & [R.V., J.]
29.02.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No

Yuva

To

The Commissioner,
Kadayanallur Municipality,
Tirunelveli District.



WEB COPY



W.P.(MD) No.23154 of 2016

D.KRISHNAKUMAR, J.

AND

R.VIJAYAKUMAR, J.

Yuva

W.P.(MD)No.23154 of 2016

29.02.2024