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W.P.(MD) No.19755 of 2017

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.01.2024

CORAM:

**THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR
and
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

W.P.(MD) No.19755 of 2017

A.Selvaraj

... Petitioner

-vs-

1.The Director
Office of the Directorate of
Town and Country Planning
Annasalai
Chennai-600 002

2.The District Collector
Collectorate
Thanjavur

3.Member Secretary
The Local Planning Authority
Kumbakonam

4.The Commissioner
Kumbakonam Municipality
Kumbakonam

5.P.N.Sasikumar

... Respondents

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PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents 1 to 4 to take necessary action in accordance with law for the illegal and unauthorised constructions made by the fifth respondent by considering the representation of the petitioner dated 23.08.2017.

For Petitioner : Mr.G.Prabhu Rajadurai

For Respondents : Mr.S.P.Maharajan
Special Government Pleader for R1 to R3
Ms.J.Gayathri for R4
Mr.E.X.Kumaresan for R5

ORDER

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

Prayer in this writ petition is to direct the respondents 1 to 4 to take necessary action in accordance with law for the illegal and unauthorised construction made by the fifth respondent, by considering the representation of the petitioner dated 23.08.2017.



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2. Today, when the matter was taken up for hearing, learned counsel appearing for the fifth respondent, on instructions, submitted that though the petitioner made an allegation that the fifth respondent has made unauthorised construction, the fifth respondent has approached the respondent – Municipality and obtained a revised building plan approval for the building in question and therefore, no further adjudication is required in this writ petition.

3. Recording the above submission of the learned counsel appearing for the fifth respondent, this writ petition is dismissed as infructuous. No costs.

[D.K.K., J.]

[R.V., J.]

29.01.2024

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NCC : Yes / No

Index : Yes / No

Internet : Yes / No

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Chennai-600 002.
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Thanjavur.
- 3.The Member Secretary,
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