



W.A.(MD)No.513 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 28.03.2024

CORAM:

THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR

and

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

W.A.(MD)No.513 of 2024

and

C.M.P.(MD)No.4073 of 2024

1.The Director,

Directorate of Town and Country Planning,
CMDA Office Complex,
EC Market Road,
Koyambedu, Chennai – 600 107.

2.The District Collector,

Madurai District,
Madurai.

3.The Member Secretary,

Madurai Local Planning Authority,
Madurai Corporation,
Madurai.

4.The Assistant Director / Member Secretary (I/c.),

Local Planning Authority,
Sector – 6, Anaiyur,
Mudakkathan Main Road,
Koodal Pudur, Madurai – 625 017.

: Appellants



W.A.(MD)No.513 of 2024

Vs.

1.P.Suresh Kumar

2.The Commissioner,

Madurai Corporation,

Madurai.

: Respondents

PRAYER: Writ Appeal filed under Clause 15 of Letters Patent, praying to set aside the order passed by this Court in W.P.(MD)No. 15870 of 2023 dated 27.09.2023 and allow the Writ Appeal.

For Appellants : Mr.T.Amjad Khan
Government Advocate
For Respondent No.1 : Mr.V.Muthukamatchi
For Respondent No.2 : Mr.K.K.Kannan
Standing Counsel

JUDGMENT

[Judgment of the Court was delivered by **D.KRISHNAKUMAR, J.**]

This Writ Appeal is directed against the order dated 27.09.2023 in W.P.(MD)No.15870 of 2023 on the file of this Court.

2.Mr.T.Amjad Khan, learned Government Advocate appearing for the appellants submitted that in connected Writ Appeal in W.A.(MD)No.414 of 2024, vide order dated 19.03.2024,



W.A.(MD)No.513 of 2024

this Court removed the cost imposed on the appellant Department and since the issue involved in this appeal is squarely covered by the said decision, the same relief may be extended to this case also.

3.The learned counsel appearing for the respondents have no objection for setting aside the cost imposed by the Writ Court.

4.In view of the said submissions made by both the parties, this Writ Appeal stands partly allowed by setting aside the cost imposed on the appellant Department by the Writ Court. We make it clear that the rest of the portion of the order passed by the Writ Court remains unaltered. There shall be no order as to costs. Consequently, the connected miscellaneous petition is closed.

[D.K.K.J.] & [R.V.J.]
28.03.2024

Neutral Citation : Yes/No

Index : Yes/No

Internet : Yes/No

MR



WEB COPY



W.A.(MD)No.513 of 2024

To
The Commissioner,
Madurai Corporation,
Madurai.



WEB COPY



W.A.(MD)No.513 of 2024

D.KRISHNAKUMAR, J.
and
R.VIJAYAKUMAR, J.

MR

ORDER MADE IN
W.A.(MD)No.513 of 2024

28.03.2024