



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08-07-2025

WEB COPY

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**THE HONOURABLE MRS JUSTICE J. NISHA BANU
AND
THE HONOURABLE MR.JUSTICE M.JOTHIRAMAN**

W.P. No.12211 of 2025

S.Immanuvel Moses

Petitioner

Vs

1.The Commissioner of Greater Chennai
Corporation,
Rippon Building, Chennai-600 003.

2.L.Somu

Door No.37, Anjugammal Street,
Thanithai Periyar Nagar, Taramani,
Chennai – 600 113.

Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus directing the 1st respondent to conduct a thorough inspection of the unauthorised construction put up by the 2nd respondent in Plot No.100 and 100A bearing Door No.37, Anjugammal Street, Thanthai Periyar Nagar, Taramani, Chennai-600 113 and take appropriate enforcement action thereto in compliance with the directions of this Court in W.P.No.5977 of 2024 in furtherance of the representation of the petitioner's dated 17.10.2024.

For Petitioner

Mr.B.Pachaiyappan



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For Respondents

Mr.D.B.R.Prabhu,

Standing Counsel for R1

Mr.R.Thamaraiselvan for R2

ORDER

(Order of the Court was made by J.NISHA BANU, J.)

This writ petition is filed for a Mandamus directing the 1st respondent to conduct a thorough inspection of the unauthorised construction put up by the 2nd respondent in Plot No.100 and 100A bearing Door No.37, Anjugammal Street, Thanthai Periyar Nagar, Taramani, Chennai-600 113 and take appropriate enforcement action thereto in compliance with the directions of this Court in W.P.No.5977 of 2024 in furtherance of the representation of the petitioner's dated 17.10.2024.

2. According to the petitioner, he is running a business entity, namely M/s.Immanuvel Traders, engaged in the supply of various building materials such as cement, sand etc., and the 2nd respondent has unauthorisedly constructed a building without obtaining necessary approvals from the 1st respondent. When the petitioner enquired about the same, in order to wreak vengeance, the 2nd respondent filed a writ petition in W.P.No.5977 of 2024, in which this Court had directed the petitioner to implement specific measures to mitigate dust pollution and thereafter, vide order dated 02.08.2024, this Court closed the writ petition by directing the 1st respondent to take necessary enforcement action against the 2nd respondent's unauthorised construction in



accordance with law. The petitioner also sent a representation dated 17.10.2024 to the 1st respondent to conduct inspection of the unauthorised construction put up by the 2nd respondent and since there is no action taken on the part of the 1st respondent, the petitioner has filed the instant writ petition.

3. Heard the learned counsel for the parties.

4. Considering the facts and circumstances of the case and the submissions made by the learned counsel appearing on either side, this Court, without going into the merits of the matter, directs the 1st respondent to consider the representation of the petitioner dated 17.10.2024 by affording opportunity to the petitioner as well as the 2nd respondent and pass appropriate orders on merits and in accordance with law, within a period of twelve (12) weeks from the date of receipt of a copy of this order.

5. The Writ Petition stands disposed of with the above directions. No costs.

(J.NISHA BANU, J.) (M.JOTHIRAMAN, J.)

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