



WEB COPY

WP No. 19554 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-06-2025

CORAM

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

**W.P. No. 19554 of 2025
and C.M.P.No.21878 of 2025**

1. K.Subhash
S/o.R.Krishnan, No.7, Devarajan Street,
Muthamil Nagar, Pammal Chennai 75.

Petitioner(s)

Vs

1. The Commissioner
Tambaaram City Municipal
Corporation Tambaram.

2.The District Collector,
District Collector Office, Chengalpattu.

3.The Executive Engineer,
Pammal Municipality Zone, no.2,
Opposite Church, Dr.Ambedkar Salai
Pozhichalur Main Road,
Pammal 600075.



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4.The Thasildhar,
Applavaram Taluk Office, Pallavaram.

5.The Revenue Divisional Officer,
Pallavaram Taluk Office Pallavaram.

6.Jegan,
S/o.Nathan, No.20 A, Thiruneermalai
Main Road, Fathima Nagar,
Kamarajapuram, Pammal, Chennai
600075.

7.Sathish
No.20 A, Thiruneermalai Main Road,
Fathima Nagar, Kamarajapuram,
Pammal, Chennai 600075.

8.Munniyammal,
No.20 A, Thiruneermalai Main Road,
Fathima Nagar, Kamarajapuram,
Pammal, Chennai 600075.

Respondent(s)

PRAYER

The Writ Petition is filed under Article 226 of the Constitution of India for the issuance of a Writ of Mandamus directing 1st and 3rd respondent to take appropriate action on the petitioner representation dated 07/05/2025 to stop the unauthorized construction and demolish the existing construction in Survey No.156 /7, Thiruneermalai Main Road, Fathima Nagar, Kamarajapuram, pammal, Chengalpattu District measuring 4360 Sq.ft put up by the Respondents 6 to 8.

For Petitioner(s): Mrs.R.Nirmala Devi



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For Respondent(s): Mr. M.Venkateswaran,
Special Government Pleader
For R2, R4 and R5

Mr. S.Sivakumar For R6 to R8
R1 and R3 – No appearance

ORDER

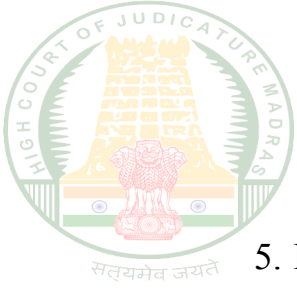
(Order of the Court was made by **J.NISHA BANU, J.**)

The present Writ Petition is filed to issue a Writ of Mandamus directing 1st and 3rd respondent to take appropriate action on the petitioner representation dated 07.05.2025.

2. Heard the learned counsel appearing for the petitioner as well as the learned counsel appearing for the respondents and perused the materials placed before this Court.

3. On a reading of the affidavit filed in support of this petition, it is seen that the dispute is between two individuals and that a Civil Suit has been filed in C.S.No.1050 of 2023 before the District Munsif-cum-Judicial Magistrate, Pallavaram, and the Court below had passed an *ex parte* decree on 19.03.2024 after giving sufficient opportunity to respondent Nos. 6 and 7.

4. The learned counsel appearing for respondent Nos.6 to 8 submits that they have already filed a petition to set aside the *ex parte* order.



5. In view of the above, the prayer sought for in this Writ Petition cannot be granted by this Court and hence, the Writ Petition is dismissed. The petitioner and private respondents are at liberty to workout their remedy before the civil forum in the manner known to law. No costs. Consequently, connected Miscellaneous Petition is closed.

(J.NISHA BANU J.) (M.JOTHIRAMAN J.)
20-06-2025

ASI

To

1.The Commissioner
Tambaram City Municipal Corporation
Tambaram.

2.The District Collector,
District Collector Office, Chengalpattu.

3.The Executive Engineer,
Pammal Municipality Zone, no.2,
Opposite Church, Dr.Ambedkar Salai
Pozhichalur Main Road,
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4.The Thasildhar,
Applavaram Taluk Office, Pallavaram.



5.The Revenue Divisional Officer,
Pallavaram Taluk Office Pallavaram.

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