



WEB COPY

WP No. 33710 of 2024



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-03-2025

CORAM

THE HONOURABLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

WP No. 33710 of 2024

AND

WMP NO. 36499 OF 2024, WMP NO. 36497 OF 2024

M/s.Radhe Krishna Automotives

Rep By Its Partner Moyilla Gayathri

Devi, Old No.7/4, New No.7, Nethaji

Street, Velacharry Main Road,

Pallikaranai, Chennai-600 100

Petitioner(s)

Vs

1. The Executive Engineer-II

Zone-14, Greater Chennai Corporation,

No.6/64,Puzhthivakkam Main Road,

Chennai-600 091

2.S.Dass

3.S.Karunakaran

Respondent(s)

WP No. 33710 of 2024



PRAYER

calling for the records pertaining to the impugned proceedings vide dated 05.11.2024 vide Z.O.14/C.No./A1/5988/2020 to quash the same so far as the petitioners interest and to direct the respondent to provide sufficient time to establish, re-locate or to make alternative arrangements to run the petitioner's retail licensed distribution business.

For Petitioner(s): Mr.V.Manohar

For Respondent(s): Mr.Prithvi Chopda SC For R1
Mrs.S. Rajeni Ramadass For
M/s. Rajeni Associates For R2
and R3

ORDER

(Order of the Court was made by S.M.Subramaniam J.)

The writ petition has been instituted challenging the proceedings dated 05.11.2024 and seeks a direction to the respondents to provide sufficient time for the petitioner to establish, relocate, or make alternative arrangements to operate their retail licensed distribution business.

2. Mr.V.Manoharan, the learned counsel for the petitioner would submit that the petitioner had already filed an affidavit on 18th November, 2024 stating that she will vacate the subject premises and hand over vacant possession



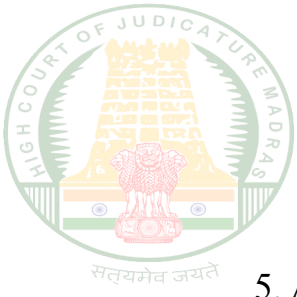
enabling the Greater Chennai Corporation / 1st respondent to seal the property and initiate all further actions to demolish the unauthorised constructions.

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However, despite filing the affidavit, the petitioner has not vacated the premises to date.

3. The learned counsel for the petitioner would submit that the petitioner required some more time. However, the said submission in the opinion of this Court is unreasonable. The petitioner was given an undertaking before this Court is expected to honour it according to their own timeline. Sufficient time had already been granted.

4. Although the undertaking does not specify a timeframe, a reasonable period must be considered. Since the undertaking was filed on 18th November, 2024, near about three and half months have passed. This court is inclined to grant two more months for the petitioners to vacate the premises, enabling the 1st respondent/ Corporation authorities to seal the premises and initiate all further actions.



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5. Accordingly, the writ petitioner is directed to vacate the premises on or before May 6, 2025, and inform the Corporation authorities, enabling them to seal the premises and initiate further actions by following the due process. In the event of failure on the part of the writ petitioner, the 1st respondent / Corporation is directed evict the petitioner, if necessary, with the assistance of Police and proceed with all further actions.

6. With the above directions, the Writ Petition stands disposed of. No costs. Consequently, the connected Miscellaneous Petitions are closed.

(S.M.SUBRAMANIAM J.)(K.RAJASEKAR J.)

06-03-2025

Jeni

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



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To

1.The Executive Engineer-ii
Zone-14, Greater Chennai Corporation,
No.6/64,Puzhthivakkam Main Road,
Chennai-600 091

2.S.Dass
S/o.Sadayappan, Old No.7/4, New
No.7 Nethaji Street, Velacharry Main
Road, Pallikaranai, Chennai-600 100

3.S.Karunakaran
S/o.K.Shanmugam, 57/27, Bajanai
Kovil Street, Choolaimedu, Chennai-
600 094



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**S.M.SUBRAMANIAM
J.
AND
K.RAJASEKAR J.**

Jeni

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