



WEB COPY



W.P.No.39336 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.10.2025

CORAM :

THE HONOURABLE MR.JUSTICE V. LAKSHMINARAYANAN

W.P.No.39336 of 2025
and
W.M.P.No.44179 of 2025

M.Rajendran

.. Petitioner

VS

1. The Assistant Revenue Officer,
Revenue Department Zone-13,
Greater Chennai Corporation,
Adyar, Chennai – 600 020.

2. The Commissioner,
Greater Chennai Corporation,
Rippon Building, Park Town,
Chennai – 600 003.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents 1 and 2 to allow the petitioner to continue the trade/business in the name and style of "Hotel Muthulakshmi" at No.L/55/1, West Kamarajar Nagar, 2nd Main Road, Thiruvanmiyur, Chennai on the basis of the Trade Licence issued by the respondents vide Receipt No (Prop) 2024-25/N175/1252559.



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For Petitioner : Mr.L.Chandrakumar

For Respondents : Mr.Arunbabu
Standing Counsel

ORDER

The petitioner came forward with the grievance that despite possessing necessary licences which are valid as on today, the officials belonging to the Greater Chennai Corporation had called upon the petitioner to close down his business. Taking note of the submissions, I directed Mr.Arunbabu, Standing Counsel for the Greater Chennai Corporation to get instructions and to submit a report to this Court.

2. When the matter was called today, Mr.Arunbabu reports that Block No.11, Town S.No.141 [Part] to an extent of 94.5 sq.mts of Thiruvanmiyur Village has been encroached by the writ petitioner. Apart from the writ petitioner, the notice also states that the following persons, namely, (i) T.Kumar, Waste Paper Trader, (ii) Hero Tea Stall, (iii) HPLC Petrol Bank, and (iv) Aavin Milk Booth run by Aavin, have also encroached upon the road.



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3. Mr.Arunbabu states that the officials of the Greater Chennai Corporation will not interfere with the functioning of the hotel, but will continue further proceedings under Section 128(1)(B) of the Tamil Nadu Urban Local Bodies Act, 1998. If the petitioner in this case has encroached upon the land belonging and vested with the Municipality, appropriate orders will be passed by the Greater Chennai Corporation. His statement is recorded.

4. If it is found to be an encroachment, it is left open for the authorities, as well as the petitioner, to work out their rights in accordance with law. As long as the licence of the petitioner is valid, his business shall not be interfered with.

5. The writ petition stands disposed of. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

29.10.2025

Speaking order/non-speaking order

Index : Yes/no

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To

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V. LAKSHMINARAYANAN, J.

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