



W.P.No.47818 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.12.2025

CORAM :

THE HONOURABLE MR. MANINDRA MOHAN SHRIVASTAVA,
CHIEF JUSTICE

AND

THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

W.P.No.47818 of 2025
and W.M.P.No.53390 of 2025

P.Kathirvel
S/o.Palanisamy
Door No.2D-5 Sivananda Street,
Rasipuram Town and Taluk,
Namakkal District.

Petitioner

Vs

- 1.The Principal Secretary to Government
Municipal Administration and
Water Supply Department,
Secretariat, Fort St. George,
Chennai - 600 009.
- 2.The Director of Municipal Administration
No.76, Municipal Administration
Office Building,
Santhome High Road, MRC Nagar,
Raja Annamalaipuram, Chennai - 600 028.
- 3.The Regional Director of Municipal
Administration
Liebazar Road, Arisipalayam,
Salem - 636 009.



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4.The Commissioner
Rasipuram Municipality,
Rasipuram Town and Taluk
Namakkal District.

5.The Assistant Engineer
(Town Planning Section)
Rasipuram Municipality,
Rasipuram Taluk, Namakkal District.

6.Udhayaraj
S/o.Jayagopalan,
Door No.2/180, Maruthankadu,
Aramathapalayam
Alavaipatty Post, Rasipuram Taluk,
Namakkal District.

Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the 4th respondent to inspect, measure, and take immediate and appropriate action against the illegal and unauthorized construction put up by the 6th respondent at Door No.2/180, Maruthankadu, Aramathapalayam, Rasipuram Taluk, Namakkal District, in violation of the building rules and regulations, and consequently direct the respondent authorities to demolish the portion constructed in violation of the approved plan and building laws, by considering the petitioner's representation dated 26.09.2025.

For Petitioner: Mr.R.Selvakumar

For Respondents: Mr.M.Habeeb Rahman
Government Advocate
for respondent Nos.1 to 5

Mr.E.Aneesh Vinayak
for respondent No.6

ORDER



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(Order of the Court was made by the Hon'ble Chief Justice)

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Earlier the petitioner's wife, K.Gomathi, filed a petition raising the same issue and the said writ petition was dismissed for want of *locus standi*. Now, the petitioner, who is the husband of K.Gomathi, has filed the petition raising the same issue against the construction raised by the private respondent. Not only that, the petitioner has conveniently suppressed the fact that his wife had earlier filed a writ petition, which was dismissed.

2. This petition is, therefore, nothing but an abuse of the process of law and is, accordingly, dismissed with costs quantified at Rs.25,000/- payable by the petitioner to the Puducherry Legal Services Authority within one month. Consequently, connected interim application stands closed.

(MANINDRA MOHAN SHRIVASTAVA, CJ) (G.ARUL MURUGAN,J)
11.12.2025

Index : Yes/No
Neutral Citation : Yes/No
sasi



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THE HON'BLE CHIEF JUSTICE
AND
G.ARUL MURUGAN,J.

(sasi)

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