



W.P.(MD)No.23795 of 2019

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.11.2025

CORAM:

THE HONOURABLE MS.JUSTICE P.T.ASHA

W.P.(MD)No.23795 of 2019

N.K.kumaran

.. Petitioner

Vs.

1.The Commissioner,
Madurai Corporation,
Madurai.

2.M.Latha

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of Writ of Mandamus, directing the 1st respondent to consider and take necessary action on the petitioner's representation dated 26.09.2019 in accordance with law and rules within the time stipulated by this Court.

For Petitioner : M/s.R.Nithya Bharathi

For R1 : Mrs.S.Devasena

For R2 : M/s.P.Kalaiyarasi Bharathi



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ORDER

This writ petition has been filed for the following relief:

“To direct the 1st respondent to consider and take necessary action on the petitioner's representation dated 26.09.2019 in accordance with law and rules within the time stipulated by this Court.”

2. This is a clandestine method to evict the tenant in possession of a small portion of the building. It is seen that the petitioner has demolished the remaining portion leaving behind only the portion in the occupation of the 2nd respondent. The relief claimed cannot be considered until the petitioner takes proper remedy to evict the 2nd respondent. It is also informed that the building plan approval which was granted is due to lapse. It is well open to the petitioner to submit a fresh plan leaving aside the property now in occupation of the 2nd respondent and on such submission, the 1st respondent shall consider the same and pass appropriate orders.



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3. With the above observation, this Writ Petition stands disposed
of. No costs.

07.11.2025

NCC : Yes/No
Index : Yes/No
Internet : Yes
gbg

To

The Commissioner,
Madurai Corporation,
Madurai.



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P.T.ASHA, J.

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