



W.A.(MD)No.2693 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **17.09.2025**

CORAM:

THE HONOURABLE **DR.JUSTICE ANITA SUMANTH**
AND
THE HONOURABLE **MR.JUSTICE C.KUMARAPPAN**

W.A.(MD)No.2693 of 2025
and
C.M.P.(MD)No.15272 & 15273 of 2025

M.Kamaal

... Appellant

/Vs./

- 1.The Commissioner
Madurai City Municipal Corporation
Madurai
- 2.The Assistant Commissioner,
Zone - 3 (Central),
Madurai City Municipal Corporation
Madurai.

3.S.Shahida Parveen,

... Respondents

PRAYER:- Writ Appeal – filed under Clause 15 of Letters Patent,
against the order made in WP(MD). No.19571 of 2025 dated 21.07.2025
passed by this Court.



WEB COPY



W.A.(MD)No.2693 of 2025

For Appellant : Mr.J.Sankarapandian
For R1 & R2 : Ms.S.Devasena
Standing Counsel
For R3 : Ms.D.Yasmin Begum

ORDER

(Order of the Court was made by **DR.ANITA SUMANTH, J.**)

The appellant is the writ petitioner and had challenged the order dated 25.06.2025 passed by the Assistant Commissioner, Madurai City Municipal Corporation, ordering demolition of the property at Door No.1, New Ward No.61, Ansari Nagar 4th Street, Ansari Nagar, Madurai District (premises/premises in question) He says that he is running a coffee shop under the name and style of Darling and Darling Coffee shop in the aforesaid premises. The order impugned in the writ petition ordered demolition of the premises on the ground that it is dilapidated and structurally unsound.

2.The writ petition had come to be dismissed on 21.07.2025., the Court noting that sufficient opportunity had been granted to the appellant as orders had been passed as early as on 28.05.2024, it was only post proper inspection by the Corporation that the building had been certified as lacking in stability and in a very bad condition.

2/5



W.A.(MD)No.2693 of 2025

WEB COPY

3.Considering the fact that the appellant had been in occupation since 1988, the Court granted grace period of 30 days to the appellant to vacate the premises. The appellant has not complied with the orders of the Court and has instead, filed the present appeal. Learned counsel for R3/the owner of the premises has filed a compilation including photographs, which indicates the horrifying condition of the building. There are huge cracks on walls and parts of the building look like they would collapse at any minute.

4.The learned counsel for the Corporation reiterates the position that the building poses a public threat. We agree, particularly as it is a coffee shop, soliciting the public. In the aforesaid circumstances and having regard to the facts involved, we confirm the order of the writ Court reiterating that the appellant should vacate the property forthwith.

5.Learned counsel for R3 states that in order to frustrate the orders passed, the appellant has locked the premises. All measures will be taken by the respondents to ensure that vacant possession of the premises is obtained forthwith and they are at liberty to seek and obtain police protection for such poses, if necessary.



W.A.(MD)No.2693 of 2025

WEB COPY

6.Learned counsel for R3 also submits that R3 has moved a contempt petition in Cont.P.(MD)No.2540 of 2025, in which the appellant has been granted time till 23rd of September, 2025 to vacate the premises. That order is reiterated.

7.This Writ Appeal is dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

[A.S.M.J.] & [C.K.J.]
17.09.2025

NCC :Yes/No
Index :Yes/No
Internet :Yes
ta

To

- 1.The Commissioner
Madurai City Municipal Corporation
Madurai
- 2.The Assistant Commissioner,
Zone - 3 (Central),
Madurai City Municipal Corporation
Madurai.



WEB COPY



W.A.(MD)No.2693 of 2025

DR.ANITA SUMANTH, J.
AND
C.KUMARAPPAN, J.

ta

W.A.(MD)No.2693 of 2025

17.09.2025