



WEB COPY



W.A.No.999 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.04.2026

CORAM :

THE HONOURABLE MR. SUSHRUT ARVIND DHARMADHIKARI,
CHIEF JUSTICE

AND

THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

W.A.No.999 of 2026

S.Mohamed Dhurabudeen
S/o.Shafafuddeen
No.84, Pillayar Kovil Street
Redhills,
Chennai 600 052

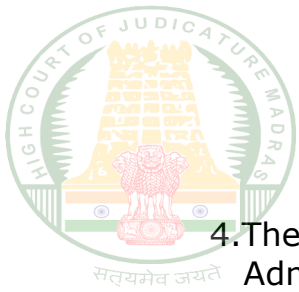
Appellant

Vs

1.The Principal Secretary to the
Government of Tamil Nadu
Housing and Urban Development
Department,
Fort St George, Chennai 600 009

2.Allottees Service Manager
Sites And Services Division II,
Tamil Nadu Housing Board,
Housing Board Complex,
Anna Nagar, Chennai 600 040

3.The Executive Engineer
Sites and Service Division II,
World Bank Circle
Tamil Nadu Housing Board,
Housing Board Complex
Anna Nagar, Chennai 600 040



W.A.No.999 of 2026

4.The Executive Engineer and
Administration Officer
Tamil Nadu Housing Board,
Thirumangalam Shopping Complex,
Chennai 600 101

5.The Manager
Marketing and Service,
Anna Nagar Division
Tamil Nadu Housing Board
Thirumangalam, Chennai 600 101

Respondents

PRAYER: Appeal filed under Clause 15 of the Letters Patent to set aside the order passed by the learned Single Judge in W.P.No.24299 of 2022, dated 12.06.2024.

For Appellant: Mr.G.Anandaraj

For Respondents: Ms.Akila Rajendran
Government Advocate
for R1

Mr.D.Veerasekaran
Standing Counsel
for R2 to R5

JUDGMENT

(Delivered by the Hon'ble Chief Justice)

This writ appeal filed under Clause 15 of the Letters Patent assails the order dated 12.6.2024 passed in W.P.No.24299 of 2022, whereby the writ petition was dismissed by the learned Single Judge.



W.A.No.999 of 2026

WEB COPY

2. Brief facts are that the appellant was issued allotment order for Plot No.2/386 valued at Rs.83,400/- payable in 60 months by equated monthly installments at Rs.862/-. The appellant paid a sum of Rs.52,085/- Thereafter, the appellant had committed default and the allotment order was cancelled on 17.8.2010. The appellant made an application for revocation of the cancellation of allotment order. The request of the appellant was considered and cancellation of allotment order was revoked vide communication dated 17.4.2013, on condition that the cost of the plot fixed at Rs.2,07,365/- with penalty at 50% on fixed cost as per the Revocation Committee Order is paid. However, the appellant has failed to comply with the said condition. After an inordinate delay of about 12 years, the appellant has made a representation and the same was rejected on 23.3.2022. Being aggrieved, the appellant had filed the writ petition.

3. Learned Single observed that the first allotment was cancelled on 17.8.2010. Thereafter, application for revocation of cancellation of allotment was considered subject to payment of certain amount, which the appellant has failed to comply. The writ petition was accordingly dismissed. While dismissing the writ petition, the appellant was again



W.A.No.999 of 2026

granted one chance to make payment as per the present guideline value with interest from the date of arrears. In case the appellant makes payment, the fifth respondent was directed to accept the same and execute the sale deed in favour of the appellant.

4. Learned counsel for the appellant submitted that the learned Single Judge failed to consider the grounds raised in the writ petition, particularly, the fact that deprivation of the right to property by the authority without following due process of law amounts to gross violation of Article 300A of the Constitution of India. Further, order of the fifth respondent is a non-speaking order. Therefore, the impugned order deserves to be set aside.

5. On the other hand, learned counsel appearing for the Tamil Nadu Housing Board submits that in spite of several opportunities granted to the appellant at various point of time, the appellant had failed to deposit the amount. Moreover, the appellant has not disclosed valid reason for not approaching this Court within the time. The writ petition has been filed after 14 years of the cancellation of the allotment order.



W.A.No.999 of 2026

WEB COPY

6. We have considered the rival submissions and also perused the materials available on record.

7. The learned Single Judge, while dismissing the writ petition, came to the conclusion that there is inordinate delay in complying with the conditions stipulated in the revocation order. Moreover, it is observed that after several years thereafter, the appellant sent a representation to the authorities once again seeking revocation of the order of cancellation and that was rejected by the impugned order in the writ petition. Even after granting one chance to pay the present guideline value of the subject property, the appellant has failed to pay the same and has preferred this appeal.

8. We, therefore, find that there is no infirmity in the order passed by the learned Single Judge dismissing the writ petition. The writ appeal is bereft of substance and, therefore, the same is liable to be dismissed.

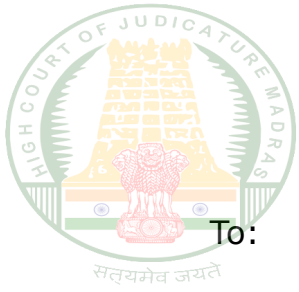


W.A.No.999 of 2026

Accordingly, the writ appeal is dismissed. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

(SUSHRUT ARVIND DHARMADHIKARI, CJ) (G.ARUL MURUGAN,J)
30.04.2026

Index : Yes/No
Neutral Citation : Yes/No
bbr



W.A.No.999 of 2026

To:

- 1.The Principal Secretary to the
Government of Tamil Nadu
Housing and Urban Development
Department,
Fort St George, Chennai 600 009
- 2.Allottees Service Manager
Sites And Services Division II,
Tamil Nadu Housing Board,
Housing Board Complex,
Anna Nagar, Chennai 600 040
- 3.The Executive Engineer
Sites and Service Division II,
World Bank Circle
Tamil Nadu Housing Board,
Housing Board Complex
Anna Nagar, Chennai 600 040
- 4.The Executive Engineer and
Administration Officer
Tamil Nadu Housing Board,
Thirumangalam Shopping Complex,
Chennai 600 101
- 5.The Manager
Marketing and Service,
Anna Nagar Division
Tamil Nadu Housing Board
Thirumangalam, Chennai 600 101



WEB COPY



W.A.No.999 of 2026

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

bbr

W.A.No.999 of 2026

30.04.2026