



W.P.No.9972 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.03.2026

CORAM :

THE HONOURABLE MR. SUSHRUT ARVIND DHARMADHIKARI,
CHIEF JUSTICE

AND

THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

WP No.9972 of 2026
and WMP No.10798 of 2026

M.Sivagami
W/o.Manivannan
No.24, E.C.R. Main Road,
Ganapathichettikulam,
Kalpet-605 014
Union of Territory of Puducherry.

Petitioner(s)

Vs

1. The Secretary to Government
(Town and Country Planning-cum-
Chairman, PPA) Puducherry.
2. The Member Secretary
Puducherry Planning Authority,
Jawahar Nagar, Boomianpet,
Puducherry.
3. The Executive Engineer
Electricity Department,
Government of Puducherry,
Puducherry-605 001.



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4. The Superintending
(Operation and Maintenance of
Puducherry region)
Main Campus-No.137,
NSC Bose Salai,
Puducherry-605 001.
5. The Deputy Inspector General of Police
(Law and order) Police Department,
Government of Puducherry,
Puducherry-605 001.
6. Selvam
Wife of late.Parthasarathy,
No.2/40, Villima Street,
Bommiyarpalayam, Vanur Taluk,
Pin Code-605 104, Villupuram District.

Respondent(s)

PRAYER: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the second respondent to take appropriate action as are necessary to implement and give effect to the stop work notice bearing No.8109/PPA Z (Kalapet) Petition/2055/255, dated 11.02.2026 issued to the sixth respondent and prohibit the sixth respondent from proceeding further with the unauthorised construction.

For Petitioner(s): Mr. M.Elumalai

For Respondent(s): Mr. V.Vasanthakumar
Additional Government Pleader
(Puducherry)
for R1 to R5



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ORDER

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

Alleging that the respondent authorities are not taking further action pursuant to the stop work notice dated 11.2.2026 issued to the sixth respondent and that owing to the inaction on the part of the respondent authorities the sixth respondent is proceeding with the unauthorised construction, the writ petitioner, who is the mother of the sixth respondent, has filed the present writ petition.

2. Mr.V.Vasanthakumar, learned Additional Government Pleader (Puducherry), who accepts notice on behalf of respondent Nos.1 to 5, submits that further action pursuant to the stop work notice dated 11.2.2026 shall be taken in accordance with law. He further submits that the petitioner has already filed a suit against the sixth respondent and the same is pending consideration.

3. It is not in dispute that the petitioner has already filed a civil suit as against the sixth respondent in respect of the very same



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property and the same is pending consideration. That part, this is not a case of inaction on the part of the respondent authorities.

The respondent authorities have issued stop work notice on 11.2.2026 categorically stating that if work is not stopped immediately, action will be taken against the unauthorised construction as per the Puducherry Town and Country Planning Act, 1969 and the Puducherry Building Bye-Laws and Zoning Regulations, 2012. On the basis of written instructions, learned Additional Government Pleader appearing on behalf of the respondent authorities also submitted that further course of action will be taken in accordance with law.

5. In view of the above statement made by the learned Additional Government Pleader and the fact that a civil suit is already pending between the parties, we are not inclined to issue any further directions in this matter. If the petitioner is so aggrieved, she can always seek interim orders from the civil court to injunct the sixth respondent.



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6. The writ petition is dismissed. There shall be no order as to costs. Consequently, interim application stands closed.

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

16.03.2026

Index : Yes/No

Neutral Citation : Yes/No

sasi

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