



WP No. 19948 of 2026

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-05-2026

CORAM

**THE HON'BLE MR.JUSTICE G.R.SWAMINATHAN  
AND  
THE HON'BLE MR.JUSTICE V.LAKSHMINARAYANAN**

WP No. 19948 of 2026

E.P.Gopalakrishnan

..Petitioner(s)

*Vs.*

1. Government of Tamil Nadu  
Secretary to Government,  
Housing and Urban Development Department,  
Secretariat, Chennai - 600 009.
2. St.Thomas Mount Panchayat Union,  
Rep. by its Commissioner,  
Chitalapakkam, Chennai - 600 064.

..Respondent(s)

**Prayer:** Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorarified Mandamus, to call for the records of the 2<sup>nd</sup> respondent vide proceedings in Na.Ka.No.531/2025/A4 dated 08.05.2026 rejecting the representation dated 30.04.2026 for de-sealing of the petitioner's premises at Plot No.4 in No.387/3 of VGP Pushpa Nagar, Medavakkam Village, Chennai - 600 100 for the purpose of rectification and regularization within a reasonable time and quash the same and consequently direct the 2<sup>nd</sup> respondent to de-seal the premises for the purpose of carrying out ratification and



WP No. 19948 of 2026

strengthen the building in conformity to the approved plan and applicable combined development regulations of 2019 within a reasonable time.

For Petitioner(s): Mr.D.S.Rajasekaran  
For Respondent(s): Mr.M.Sivavarthanan,  
Counsel for Govt. of Tamil Nadu for R1  
Mr.L.S.M.Hasan Fizal for R2

### **ORDER**

**(Order of the Court was made by V.Lakshminarayanan,J.)**

The Writ Petition is filed challenging the rejection of the petitioner's representation dated 30.04.2026 and to direct the 2<sup>nd</sup> respondent to de-seal the premises for the purpose of carrying out ratification and strengthen the building in conformity to the approved plan.

2. Heard the learned counsel on either side.

3. The petitioner is the owner of the property situated in Plot No.4, S.No.387/3 of VGP Pushpa Nagar, Medavakkam Village, Chennai - 600 100. He obtained sanction for construction of ground and first floors from the 2<sup>nd</sup> respondent. In violation thereon, he constructed 2<sup>nd</sup> floor. A neighbour filed a

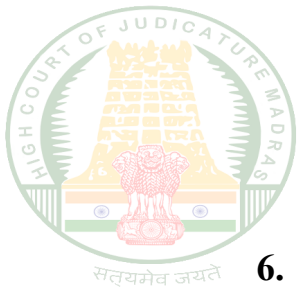


WP No. 19948 of 2026

Writ Petition in W.P.No.24001 of 2007 seeking for a direction to the 2<sup>nd</sup> respondent to take action. This Court ordered the Writ Petition on 07.07.2022 calling upon the 2<sup>nd</sup> respondent to pass orders in accordance with law.

4. It is not in dispute that the first floor has been let out to M/s.Indian Bank. Alleging violation of the order passed in the Writ Petition, Contempt Petition came to be filed before this Court in Cont.P.No.1626 of 2023. During the course of contempt proceedings, M/s.Indian Bank, occupying the first floor, gave an undertaking that they will vacate and handover the possession within a period of five months. They have also obtained a stay of further proceedings for locking and sealing before the Government in a Special Revision preferred by them.

5. Since the other areas of the building were locked and sealed pursuant to the orders of this Court, the petitioner gave a representation on 30.04.2026 seeking permission of the authorities to de-seal and unlock the premises to enable him to bring the property in line with the approved plan. Since the said representation was rejected, he is before this Court.



WEB COPY

6. Mr.L.S.M.Hasan Fizal, learned counsel appearing for the 2<sup>nd</sup> respondent submits that the locking and sealing is pursuant to the orders of this Court and hence, the 2<sup>nd</sup> respondent is not in a position to take a call in the matter.

7. We have gone through the papers. The purpose of locking and sealing is to ensure that the violator does not use the superstructure, which has come up contrary to the approved plan. Today, the petitioner seeks permission of this Court to pull down the offending structures and bring it in accordance with the plan already approved. As the petitioner is now willing to comply with the law, we are inclined to give him an opportunity.

8. Consequently, the Writ Petition stands ordered. The 2<sup>nd</sup> respondent shall de-seal and unlock the premises only to enable the petitioner to bring the building in accordance with the approved plan. The said exercise shall be carried out within a period of 45 days from the date of receipt of a copy of this order. The petitioner shall notify the 2<sup>nd</sup> respondent that he has brought the building in compliance with the approved plan. Once such intimation is received, the 2<sup>nd</sup> respondent shall inspect the premises and satisfy himself when



WP No. 19948 of 2026

it has so been done. If not, the 2<sup>nd</sup> respondent shall immediately seal the premises. There shall be no order as to costs.

WEB COPY

(G.R.S.,J.) (V.L.N.,J.)  
27-05-2026

Index: Yes/No  
Speaking/Non-speaking order  
Neutral Citation: Yes/No

***Sni/hvk***

To

1.The Secretary to Government,  
Government of Tamil Nadu  
Housing and Urban Development Department,  
Secretariat, Chennai - 600 009.

2.The Commissioner,  
St.Thomas Mount Panchayat Union,  
Chitalapakkam,  
Chennai - 600 064.



WEB COPY



WP No. 19948 of 2026

**G.R.SWAMINATHAN, J.**  
**AND**  
**V.LAKSHMINARAYANAN, J.**

*Sni/hvk*

WP No. 19948 of 2026

27-05-2026

---

Page6 of 6