



WP No.36311 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.02.2026

CORAM

THE HON'BLE MR.MANINDRA MOHAN SHRIVASTAVA,
CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE G.ARUL MURUGAN
WP No.36311 of 2025 & Cont.P.No.4314 of 2025

WP No.36311 of 2025

R.Kumaresan

Petitioner

Vs

- 1.The State Of Tamil Nadu
Rep by its Chief Secretary to the Government,
Secretariat, Fort St.George, Chennai-9
- 2.The Secretary To Government
Municipal Administration & Water Supply Department,
Secretariat, Fort St George, Chennai 9
- 3.The Secretary To Government
Highways and Minor Ports Department, Secretariat,
Fort St.George, Chennai-9.
- 4.The Secretary To Government
Housing and Urban Development Department,
Secretariat,
Fort St.George, Chennai-9
- 5.The Secretary To Government
Hindu Religious and Charitable Endowment Department,
Secretariat,
Fort St.George, Chennai-9
- 6.The Director
Directorate of Mines and Minerals,

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Guindy, Chennai-32

7.The Director

Commissionerate of Municipal Administration,
No.75, Urban administration Building,
St.Thomas High Road, MRC Nagar,
Raja Annamalaipuram, Chennai-28

8.The Director

Directorate of Town and Country Planning,
Anna Salai, Chennai.

9.The District Collector

Kallakurichi District, Kallakurichi

10.The Divisional Engineer

Highways (Construction and Maintenance) Kallakurichi

11.The Commisioner

Kallakurichi Municipality Kallakurichi District.

12.The Chairman

Kallakurichi Municipality Kallakurichi District

13.The Dugar Finance and Investment Ltd,

Dugar Towers, No.123. Marsha LLS Road,
Egmore, Chennai 8.

14.M/s. Arc Constructions

Represented By Managing Director,
No.C.30/20 TNHB Bagalur Rod,
HUDCO Hosur 635 109.

Respondents

PRAYER Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus calling for the records relating to the impugned tender notification in Na.Ka.No.070/2025/E1 dated 06.05.2025 issued by respondent No.11 and government order in G.O.MS No.102, Highways and Minor Ports Department, dated 26.6.2025 passed by the 3rd respondent and quash the same and further direction directing the respondents 9 to 12 to identify the alternative lands by publish advertisement and to get Public opinion to the proposal for the construction of a new bus stand and construct the same in accordance with law within a stipulated period.



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For Petitioner : Mr. E.Om Prakash
Senior Counsel
For Mr. C.Samivel

For Respondents: Mr.P.S.Raman,
Advocate General
Assisted By Mr. S.Senthil Murugan
Special Government Pleader
For R1 To R10.

Mr.J.Ravindran,
Additional Advocate-General,
assisted by Mr.T.K.Saravanan,
Additional Government Pleader, For R11.

Mr.S.Manoj
For R12.

Mr. Vivek K.Tankha, Senior Counsel
For Mr.Mohamed Mubeen.R.
For R14.

R13 - No Appearance.

Cont.P.No.4314 of 2025

R.Kumaresan : Petitioner
versus

1.M.M.Prasanth, IAS,
District Collector,
Kallakurichi District

2.K.K.Nagarajan,
Divisional Engineer,
Highways (Construction & Maintenance)
Kallakurichi

3.A.Saravanan,
The Commissioner,
Kallakurichi Municipality
Kallakurichi District



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4.Amar Ramesh Chheda
Managing Director,
Arc Construction,
No.C-30/20, TNHB,
Bagalur Road, HUDCO,
Hosur 635 109

: Respondents

Prayer : Petition filed to punish the respondents for wilful disobedience of the order of this Court in WP No.36311 of 2025 dated 02.12.2025.

For Petitioner : Mr. E.Om Prakash
Senior Counsel
For Mr. C.Samivel

For Respondents: Mr.J.Ravindran,
Additional Advocate-General,
assisted by Mr.S.Senthil Murugan,
Special Government Pleader, For R1 to 3

Mr. Vivek K.Tankha, Senior Counsel
For Mr.Mohamed Mubeen.R.
For R-4.

COMMON ORDER

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

This public interest litigation has been filed questioning the action of the official respondents in granting permission for developing a bus stand.

2. One of the main grounds taken in the petition was that no permission has been accorded for alteration/ reclassification of the land. Though number of grounds were urged, this ground being one of



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the main grounds, this Court entertained the writ petition and issued notice, granting interim relief on 02.12.2025.

3. From the counter-affidavit filed by the respondent authorities, it is now revealed that on 26.06.2025, the District Collector granted no objection certificate in terms of the provisions contained in Section 47A of the Tamil Nadu Town and Country Planning Act, 1971.

4. The petition was entertained and interim order was granted on the basis that there was no clearance given by the competent authority. Now on the face of the 'no objection certificate' dated 26.06.2025, issued by the District Collector under Section 47A of Act of 1971, irrespective of the legality and validity of the same, this petition cannot continue anymore, without challenge to the said order. Therefore, in these circumstances, we are not inclined to proceed further with the petition.

5. We are rather surprised as to how the petitioner claims to be not knowing about the 'no objection certificate' dated 26.06.2025 though he had access to large number of documents, including gift deed etc., copies of which he collected from various offices.



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6. Be that as it may, leaving open the issue of legality and validity of the no objection certificate issued by the District Collector, dated 26.06.2025, this petition stands dismissed. There will be no order as to costs. Consequently, WMP Nos.40627, 40629, 40626, 54524 of 2025 are closed.

7. Contempt petition stands closed and Rule is discharged.

8. The original records submitted by the learned State counsel are returned back.

(MANINDRA MOHAN SHRIVASTAVA, CJ.) (G.ARUL MURUGAN, J.)
02.02.2026

Index : Yes/No
Neutral Citation : Yes/No
tar

To

1.The Chief Secretary to the Government,
Secretariat, Fort St.George, Chennai-9

2.The Secretary To Government
Municipal Administration & Water Supply Department,
Secretariat, Fort St George, Chennai 9

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- 3.The Secretary To Government
Highways and Minor Ports Department, Secretariat,
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THE HON'BLE CHIEF JUSTICE
AND

G.ARUL MURUGAN, J.

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