



W.P(MD) No.4477 of 2012

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Date : 18.02.2026

CORAM

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
AND
THE HONOURABLE MRS.JUSTICE R.KALAIMATHI**

W.P(MD) No.4477 of 2012

&

M.P.(MD)No.1 of 2012

F.Nirmala

... Petitioner

Vs.

The Commissioner,
Nagercoil Municipality,
Nagercoil,
Kanyakumari District.

... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the records in connection with the impugned notice vide proceedings in E.R.No.3/2012, dated 26.03.2012 issued by the respondent Municipality and quash the same and consequently, forbearing the respondent municipality from interfering with the petitioner's peaceful possession and enjoyment of the property bearing Door No.67, Court Road, Nagercoil, Kanyakumari District.



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For Petitioner : Mr.M.Suri

For Respondent : Mr.P.Athimoolapandian

ORDER

(Order of the Court was made by **G.R.SWAMINATHAN, J.**)

Heard both sides.

2. We quash the impugned order on the sole ground that it has not been preceded by show cause notice. Non-issuance of show cause notice is a clear violation of principles of natural justice. The respondent is given liberty to proceed afresh in the manner known to law. The Writ Petition is allowed on these terms. No costs. Consequently, connected miscellaneous petition is closed.

(G.R.S., J.) (R.K.M., J.)

18.02.2026

Index : Yes / No

Internet : Yes / No

NCC : Yes / No

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