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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29-10-2026

CORAM

THE HON'BLE MRS. JUSTICE L.VICTORIA GOWRI

WP(MD) No. 30783 of 2026

CNR:{HCMD011520452026}

WMP(MD) Nos. 23536, 23539 of 2026

1. S.Saravanan,
   Shop No.1A(8)
   North Side Corporation Shops Complex
   Anna Bus Stand
   Madurai - 625020.

2. K.Mahalakshmi
   Shop No.4
   North Side Corporation Shops Complex
   Anna Bus Stand
   Madurai - 625020.

3. M.Saravanan
   S/o., Meiannan
   Shopno.5
   North Side Corporation Shops Complex
   Anna Bus Stand
   Madurai - 625020.

4. S.Balasubramanian
   Shop No.8
   North Side Corporation Shops Complex
   Anna Bus Stand
   Madurai - 625020.

5. J.krishnan
   Shop No. 11
   North Side Corporation Shops Complex
   Anna Bus Stand
   Madurai – 625020.

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6. Megala
   W/o., Marichelvam
   Shop No. 12 and 13
   North Side Corporation Shops Complex
   Anna Bus Stand
   Madurai - 625020.

7. P.Ganakavel
   Shop No.9
   North Side Corporation Shops Complex
   Anna Bus Stand
   Madurai - 625020.

8. G. Santhanaraj
   Shop No.40
   South Side Corporation Shops Complex
   Anna Bus Stand
   Madurai - 625020.

9. Ilahimoulana
   Shop No. 19, 44, and 45
   South Side Corporation Shops Complex,
   Anna Bus Stand, Madurai - 625020.

10. K.Sudhaganesh
    Shop No.42
    South Side Corporation Shops Complex
    Anna Bus Stand, Madurai - 625020.

11. K.Periyasamy
    Shop No.43
    South Side Corporation Shops Complex
    Anna Bus Stand
    Madurai - 625020.

12. R.Senthilkumar
    Shop No.7
    North Side Corporation Shops Complex, Anna
    Bus Stand
    Madurai – 625020.

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13.G.Nagaraj
Shop No. 1
North Side Corporation Shops Complex
Anna Bus Stand
Madurai - 625020.

14.S.Nijamdeen
Shop No.2
North Side Corporation Shops Complex
Anna Bus Stand
Madurai - 625020.

15.Kumar Chandran
Shop No. 12
North Side Corporation Shops Complex
Anna Bus Stand
Madurai - 625020.

16.Babu
Shop No.3
North Side Corporation Shops Complex
Anna Bus Stand
Madurai - 625020.

17.Kathirvel
S/o., Kumaravel.
Shop No.9
South Side Corporation Shops Complex
Anna Bus Stand
Madurai - 625020.

..Petitioner(s)

Vs

1. The Director of Municipal Administration,
O/o, The Directorate Of Municipal Administration,
Santhome High Road, MRC Nagar
Chennai - 600028.Chennai

2. The District Collector
Madurai.

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3. The Commissioner
   Madurai Corporation
   Arignar Anna Maligai
   Madurai. 3

4. The Dean
   Government Rajaji Hospital
   Madurai.

..Respondent(s)

PRAYER: Writ Petition, filed under Article 226 of the Constitution of India, praying this court to issue a Writ of Mandamus directing the Respondent No.1 to dispose of the Petitioners Statutory Appeal dated 05.09.2026 within the time frame stipulated by this court.

For Petitioner(s) :Mr. M.Mahaboob Fazil
for M/s.Roy And Roy Associates

For Respondent(s) :Mr.S.Sivasubramanian
- for R1, R2 & R4
Government Advocate (Civil side)

Mr.S.Vinayak – for R3
Standing Counsel

ORDER

This Writ Petition is filed seeking to issue a Writ of Mandamus directing the Respondent No.1 to dispose of the Petitioners' Statutory Appeal dated 05.09.2026 within the time frame stipulated by this Court.

2. The learned counsel for the petitioners submitted that the petitioners and several other shopkeepers have been lawfully running

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commercial establishments in various shops belonging to Madurai Corporation within Anna Bus Stand premises in Town survey numbers in T.S.Nos.482/1, 482/2, 482/3, 483/1, 483/2, 483/3, 484/1, 484/2, 484/3, 464/1, 464/2, 465 and 466 in Ward No.10, Block 84, in Madurai North Taluk, Madurai District, for many decades. However, recently the Madurai Corporation Council approved a proposal to transfer 86 cents comprising approximately 37,458 square feet, spread across town survey numbers in T.S.Nos.482/1, 482/2, 482/3, 483/1, 483/2, 483/3, 484/1, 484/2, 484/3, 464/1, 464/2, 465 and 466 in Ward No.10, Block 84, in Madurai North Taluk, Madurai District, belonging to the Madurai Corporation at the former Anna Bus Stand site to Government Rajaji Hospital for establishing an Integrated Regional Cancer Centre and Critical Care Centre.

3. The learned counsel for the petitioner further submitted that though the petitioners welcome the object of the Corporation to have a Regional Cancer Center that would augment to the benefit of the patients in Madurai, the Corporation ought not to have ignored the livelihood of the shopkeepers and the employees of the petitioners who are depending upon the shops situated in the locality. Therefore aggrieved by the said resolution of the Madurai Corporation Council approving the land

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transfer without making any provision for alternate accommodation or rehabilitation for the existing shopkeepers, the petitioners have preferred a Statutory Appeal on 05.09.2026 under Rule 164 of the Tamil Nadu Urban Local Bodies Rules, 2023 before the first respondent. The same is pending before the first respondent without consideration. Hence this Writ Petition.

4. The learned Government Advocate appearing for respondents 1, 2 and 4, categorically contended that the petitioner ought not to have made any application before the first respondent.

5. The learned counsel appearing for the third respondent submitted that no representation has been received by the third respondent.

6. Considering the fact that the period of three months has not elapsed from the date of passing the resolution dated 24.08.2026, the power to modify the resolution, is within the council and it is for the Commissioner to consider the same and the petitioner ought to have made an application before the Commissioner himself and not before the first respondent.

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7. In view of the rival submissions made by the parties, the petitioners are directed to make a representation afresh before the third respondent, in this regard and on receiving the same, the third respondent is directed to consider the same and pass appropriate orders within a period of two weeks from the date of receipt of a copy of this order.

8. With the above directions, this Writ Petition is disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

29-10-2026

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

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To
1. The Director of Municipal Administration
   O/o, The Directorate Of Municipal Administration
   Santhome High Road, MRC Nagar
   Chennai - 600028.Chennai

2. The District Collector
   Madurai

3. The Commissioner
   Madurai Corporation
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4. The Dean
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