



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-04-2026

CORAM

THE HON'BLE MR JUSTICE ABDUL QUDDHOSE

WP No. 16828 of 2026

and W.M.P. Nos.18083 & 18085 of 2026

Husainy Trust
Rep. by its Secretary,
No.210 Anna Salai,
Chennai-600 006.

..Petitioner(s)

Vs

1. The Government Of Tamil Nadu
Rep. by its Secretary,
Housing and Urban Development Department,
Fort St. George,
Chennai-600 009.
2. The Commissioner Land Administration,
Ezhilagam,
Chennai-600 005.
3. The Special Tahsildar (LA),
Tamil Nadu Housing Board,
Nandanam, Chennai-600 035.
4. The Tahsildar
Maduravoyal,
Chennai.
5. The Managing Director
Tamil Nadu Housing Board, Nandanam,
Chennai-600 035.
6. The Deputy Secretary (Land Acquisition)
Tamil Nadu Housing Board, Nandanam,
Chennai-600 035.

..Respondent(s)



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For Petitioner(s):

Mr.A.R.L.Sundaresan, Senior Counsel
for Mr.L.Palani Muthu

For Respondent(s):

Mr.D.Ravichander,
Special Government Pleader (For R1 to R4)

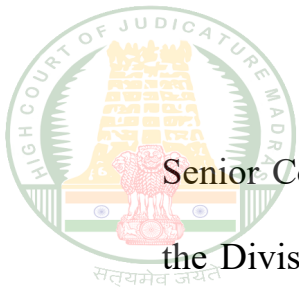
Mr.A.M.Ravindranath Jayapal
Standing Counsel, (For R5 & R6)

ORDER

The petitioner has challenged the impugned order dated 17.02.2026 rejecting the petitioner's request for release of the lands morefully disclosed in the prayer to this Writ Petition on the ground that the Housing Board has succeeded in the Writ Appeal before the Division Bench of this Court.

2.The learned Senior Counsel for the petitioner would submit that the decision rendered by the Division Bench has no bar for the facts of the instant case. According to him, the Division Bench allowed the Writ Appeal filed by the Housing Board only on the ground that the learned Single Judge of this Court while allowing this Writ Petition ought not to have granted exemption of the lands from acquisition as it was for the Government to decide as to whether the lands are required to be acquired or not. Therefore, he would submit that arbitrarily, by total non-application of mind, the impugned order has been passed by the 6th respondent.

3.The learned Standing Counsel appearing for the respondents 5 and 6 seeks time to get instructions with regard to submissions made by the learned



Senior Counsel for the petitioner. However, he would submit that the order of the Division Bench of this Court was put to challenge by the petitioner before the Hon'ble Supreme Court of India by filing S.L.P. To this submission, the learned Senior Counsel for the petitioner would submit that S.L.P. was dismissed as withdrawn and only under those circumstances, a representation was given by the petitioner to the respondents seeking exemption of the land acquisition. Therefore, according to him, by total non-application of mind to the said fact, the impugned order has been passed.

4.The matter requires further consideration by this Court. Only after a counter is filed by the respondents, the legal issue can be decided by this Court. Since, *prima-facie* case has been made out, the parties are directed to maintain *status-quo* until further orders.

5.Mr.D.Ravichander, learned Special Government Pleader, accepts notice on behalf of the respondents 1 to 4 and Mr.A.M.Ravindranath Jayapal, learned Standing Counsel, accepts notice on behalf of the respondents 5 and 6.

6.Post the matter for counter on 28.07.2026.

28-04-2026

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



ABDUL QUDDHOSE, J.

GSA

To
WEB COPY

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