



IN THE HIGH COURT OF JUDICATURE AT MADRAS
(Special Original Jurisdiction)

Tuesday, the Seventh day of September Two Thousand Twenty One

WEB COPY

PRESENT

THE HON`BLE MR.JUSTICE K.KALYANASUNDARAM

AND

THE HON`BLE MR.JUSTICE V.SIVAGNANAM

WP.No.18259 of 2021

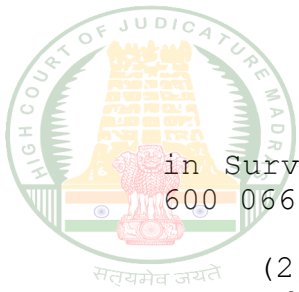
and WMP.No.19496 of 2021

1 J.ARUGADOSS [PETITIONERS IN BOTH THE PETITIONS]
2 M. SHIVAKUMAR
3 M JANANI
4 M. MYTHILI

Vs

1 THE COMMISSIONER [RESPONDENTS IN BOTH THE PETITIONS]
CORPORATION OF CHENNAI RIPPOON BUILDING
CHENNAI 600 003
2 THE EXECUTIVE ENGINEER
CORPORATION OF CHENNAI ZONE III
BAZAAR STREET
MADHAVARAM CHENNAI 600 003
3 THE ASSISTANT ENGINEER
CORPORATION OF CHENNAI ZONE III
BAZAAR STREET MADHAVARAM
CHENNAI 600 060
4 K.VIMAL RAJ
5 K. SATHISH KUMAR

Writ Petition under article 226 of the Constitution of India
praying that in these circumstances stated therein and in the
affidavit filed therewith the High Court will be pleased to issue a
WRIT OF MANDAMUS or any appropriate writ or directions in the
nature of writ directing the respondents 1 to 3 to remove the
encroachment made by the respondents 4 and 5 by obstructing the
common pathway and the land to an extent of 9 X 70 sq.ft. comprised



in Survey No.306/42 situated in Sivaraj 3rd street, Puzal, Chennai 600 066.

(2) To grant an interim injunction restraining the 4th and 5th respondents from in any manner obstructing the common pathway in the land to an extent of 9 X 70 sq.ft. comprised in Survey No. 306 / 42 situated in Sivaraj 3rd street, Puzal, Chennai 66 (in WMP.No.19496 of 2021) pending disposal of the above WP.No.18259 of 2021.

Order : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.K.SIVASUBRAMANIAN, Advocate for the petitioner and of MR.R.GOBINATH, Standing Counsel for 1 to 3 Respondents the court made the following order:-

The learned Standing Counsel appearing for the respondents 1 to 3/Chennai Corporation would state that the respondents 4 and 5 are putting up additional construction without any planning permission.

2.It is the submission of the learned counsel appearing for the petitioners that the private respondents are obstructing the access to the property of the petitioners.

3.In the light of the above facts, there shall be an order of interim injunction. Notice.

4.Post the matter after four weeks for filing counter.

-sd/-
07/09/2021

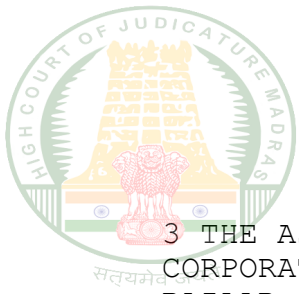
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Sub-Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.

TO

1 THE COMMISSIONER
CORPORATION OF CHENNAI RIPPOON BUILDING
CHENNAI 600 003

2 THE EXECUTIVE ENGINEER
CORPORATION OF CHENNAI ZONE III
BAZAAR STREET
MADHAVARAM CHENNAI 600 003



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3 THE ASSISTANT ENGINEER
CORPORATION OF CHENNAI ZONE III
BAZAAR STREET MADHAVARAM
CHENNAI 600 060

C.C. to MR.K.SIVASUBRAMANIAN Advocate, SR.No.5103/2021

C.C. to MR.M.JAYASEELAN Advocate, SR.No.5102/2021

Order

in

WP.No.18259 of 2021

and WMP.No.19496 of 2021

Date :07/09/2021

From 26.2.2001 the Registry is issuing certified
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GS(20/09/2021)