

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **10.02.2026**

CORAM:

THE HONOURABLE **DR.JUSTICE G. JAYACHANDRAN**
AND
THE HONOURABLE **MR.JUSTICE K.K. RAMAKRISHNAN**

W.P.(MD)No.13944 of 2024

R.Mayilsamy

... Petitioner

Vs.

- 1.The District Collector/Chairperson,
High-Level Monitoring Committee,
Madurai District, Madurai.
- 2.The Commissioner,
Madurai City Municipal Corporation,
Member-Convenor,
High-Level Monitoring Commitete,
Aringnar Anna Malligai,
Madurai.
- 3.The Assistant Director,
District Town and Country Planning,
Member, High Level Monitoring committee,
Madurai District Sector-6,
Anayir, Koodalpudur,
Madurai-625 017.
- 4.The Assistant Commissioner,
Zone-3 (Central) Office,
Madurai City Municipal Corporation,
North Marret Street,
Madurai-625 001.



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5. Ganesh Priya Hospitals,
195, Ponmeni Main road,
By-pass road, Zone-3, Madurai Corporation,
Madurai-625 016.

... Respondents

PRAYER:- Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, to direct the respondents 1 to 4 to take appropriate action against the unauthorized construction of the fifth respondent hospital under the provisions of Town and Country Planning Act, 1971 on the basis of the representation of the petitioner dated 22.05.2024.

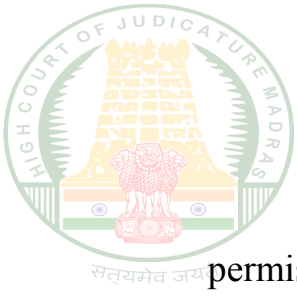
For Petitioner : Mr.N.Nanda Kumar
For Respondents : Mr.P.Thilakkumar (R1 & R3)
Government Pleader
Ms.Devasena (R2 & R4)
Standing Counsel
Mr.C.Godwin (R5)

ORDER

(Order of the Court was made by **DR.G.JAYACHANDRAN, J.**)

For removal of the illegal construction put up by the fifth respondent, this writ petition was filed in the year 2024 and it is pending till date.

2.On a complaint given to the Local Body Ombudsmen, enquiry was conducted regarding deviation of the building plan



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permission in respect of the hospital building put up by the fifth respondent.

3. When the matter came up for hearing on 04.02.2026, we found that the counter filed by the respondent admits deviation in the building plan. However, no action has been taken to remove the illegal constructions. Hence, we adjourned the matter for further hearing on 09.02.2026. But no action was taken by the authorities for removal of illegal construction.

4. Today, the learned Standing Counsel for the Corporation states that on 06.02.2026, they have issued a lock and seal notice to the premises of the fifth respondent, who has put up the illegal construction to an extent of 4456.00 sq. meter and also produced a memo issued to the Officer, who was in charge of that area, for permitting the illegal construction and for not taking action against the violator.

5. These measures taken by the Corporation Commissioner is only after filing of the writ petition and being kept pending for two years and when the Court sought for status report during the previous hearing.



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6.We are not convinced by the way in which the Corporation reacted to the illegal construction in the city of Madurai. The first notice for removal of illegal construction appears to have been issued on 09.09.2023 and second notice was alleged to have been sent on 06.02.2026. The time gap between these notices speaks volume.

7.Call the matter on 17.02.2026 for further orders.

[G.J., J.] & [K.K.R.K., J.]
10.02.2026

Index :Yes/No
Internet :Yes
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To

- 1.The District Collector/Chairperson,
High-Level Monitoring Committee,
Madurai District, Madurai.
- 2.The Assistant Direcotr,
District Town and Country Planning,
Member, High Level Monitoring committee,
Madurai District Sector-6,
Anayir, Koodalpudur,
Madurai-625 017.



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AND
K.K. RAMAKRISHNAN, J.

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