

W.P(MD)No.32427 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.04.2026

CORAM

THE HONOURABLE MR.JUSTICE HEMANT CHANDANGOUDAR

Writ Petition(MD)No.32467 of 2026

B.Delphin Mary

.. Petitioner

Vs

1.The Commissioner,
Madurai Corporation,
Annamaliga, Tallakulam,
Madurai - 2.

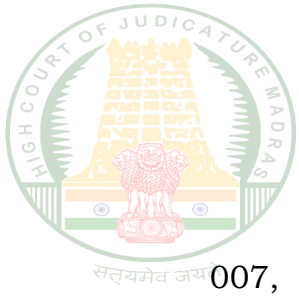
2.The Assistant Commissioner,
Zone No.1 (East),
Madurai Corporation,
Surveyor Colony, Madurai - 7.

3.The Inspector of Police (L & O),
E-1, K.Pudur Police Station,
Madurai Town, Madurai - 7.

4.A.Shajahan
5.Arulraj
6.Raja Singh
7.R.Nagaraj

..Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus to direct the respondents 1 and 2 to demolish and remove the old building in Door No.18, 19, & 20, Madha Kovil North Street, K.Pudur, Madurai - 625



W.P(MD)No.32427 of 2026

WEB COPY

007, on the basis of the demolition notice issued by the 2nd respondent under Section 136 of Tamil Nadu Urban Local bodies Act, 1998 (Act 35 of 2022) forthwith and to direct the 3rd respondent police to provide adequate police protection at the time of safe demolition and removal of the building.

For Petitioner : Mr.M.Ponniah

For Respondents : Mr.K.Sivabalan
Standing Counsel for RR1 & 2

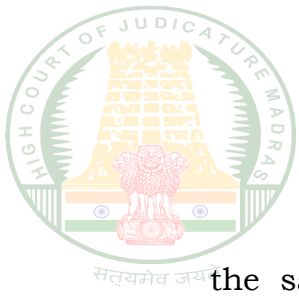
Mr.Vaikkam Karunanith
Govt. Advocate (crl. side) for R3

Mr.S.Sevagan Prabhu for RR4 to 7

ORDER

This writ petition has been filed seeking a direction to respondents 1 and 2 to demolish and remove the old building situated at Door Nos. 18, 19 and 20, Madha Kovil North Street, K. Pudur, Madurai.

2. The petitioner states that he sought permission to demolish the said building on the ground that it is in a dilapidated condition and unfit for human habitation. Pursuant thereto, the second respondent issued a notice dated 28.10.2024 calling upon the petitioner to demolish the building. The petitioner submitted a reply to



W.P(MD)No.32427 of 2026

WEB COPY

the said notice; however, no further action has been taken. It is further stated that respondents 4 to 7 are occupying portions of the building as tenants. They contend that the notice issued by the second respondent is intended solely to evict them and that no proper inspection was conducted in their presence.

3.In order to resolve the issue conclusively, this Court deems it appropriate to appoint an Assistant Engineer from the Public Works Department, Madurai, to inspect the building in question. The inspection shall be conducted after issuing prior notice to petitioner and respondents 4 to 7 and in their presence. The Assistant Engineer shall assess and report whether the building is structurally sound and fit for human habitation.

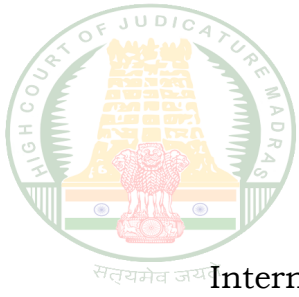
4.The petitioner shall bear the cost of such inspection. The inspection shall be carried out on 29.04.2026 at 11:00 a.m., in the presence of petitioner and respondents 4 to 7. Thereafter, the Assistant Engineer shall submit a report to this Court through respondents 1 and 2.

5.List the matter in the first week of June 2026.

06.04.2026

NCC : Yes/No
Index : Yes/No

3/5



W.P(MD)No.32427 of 2026

Internet:Yes

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To

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W.P(MD)No.32427 of 2026

HEMANT CHANDANGOUDAR, J.

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