R.Baskaran M.L.,
Additional Advocate General (AAG) - VI
Madurai Bench of Madras High Court
LAW OFFICE : Madras High Court, Madurai Bench, Madurai - 625 023. **Tel.** : 0452 2433353

OPINION No. 35/AAG V/2025, Dated: 18.09.2025

To

Tr. P. Renganathan, B.E., M.Tech. (IIT-D),
Member Secretary/Joint Director,
Tirunelveli LPA, District Town Planning Office,
South bye-pass road,
Tirunelveli

Sir,

REF: (1) Na.Ka.No. 1341/2025/T.Veli/M3 dated 04.08.2025
(2) Na.Ka.No. 1341/2025/T.Veli/M3 dated 10.09.2025
(3) Orders in W.P.(MD) Nos. 13946 dated 08.05.2025

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It is seen that the Managing Director of M/s RSR Infra Developers Pvt. Ltd. had filed writ petition seeking for writ of declaration in reference no. 3. The case of the writ petitioner before the Hon'ble Court would be that the land purchased by the company had been included in the Tirunelveli LPA Perumalpuram Extension DDP – 9, comprehensive variation map no. 5, issued by the Director/Commissioner, DTCP and Member Secretary, Tirunelveli LPA, in DDP (V/DTCP No. 7/2003) vide proceedings in R.O.C. No. 19707 of 1999 DP1 dated NIL.07.2023 earmarking Petitioners property, as proposed road, as lapsed in light of Section 38 of TNTCP Act 1971.

Even though the Hon'ble High Court had allowed the writ petition vide order dated 08.05.2025, it has been mentioned that the acquisition process had commenced in the year 2019. Actually no such acquisition process took place.

Mobile : 94431 59753 **e-mail :** aagmaduraibench@gmail.com, rbassociateshc@gmail.com

In order to clarify that your office had written the letter in reference no. 2 in and by which it has been clarified that no acquisition process had been initiated for the proposed 60 ft. wide scheme road in S.F. No. 737/1, 2, and 4.

In view of the order passed by the Hon'ble Court the proposed scheme had been declared in the detailed plan in respect of the land mentioned above shall lapse and the authorities shall carry out the corresponding changes in the relevant records by indicating the name of the Petitioner as owner.

The pendency of the W.P.(MD) No. 24888 of 2023 before the Hon'ble Madurai Bench of Madras High Court forbearing the authorities from making any changes in Plan No. 5 of Master No. 9, Perumalpuram Extension, Tirunelveli City without considering his objection dated 14.10.2022 had become redundant since the Hon'ble Court had already declared the above scheme as lapsed and hence the said property cannot be shown as approach road for other man's land.

ADDL. ADVOCATE GENERAL V TN