

W.P.(MD).No.18890 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 07.07.2026

CORAM

THE HONOURABLE MR.JUSTICE C.SARAVANAN

W.P(MD) No.18890 of 2026

Arumugam

... Petitioner

Vs.

1.The District Collector,
Tirunelveli District,
Tirunelveli.

2.The Managing Director,
TASMAC Limited,
Chennai.

3.The Senior Regional Manager,
TASMAC Limited,
Tirunelveli.

4.The District Manager,
TASMAC Limited,
Tirunelveli District.

...Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to consider the petitioner's representation dated 25.05.2026 and to reconsider the closure the TASMAC Shop No.10633 in accordance with relevant government order.



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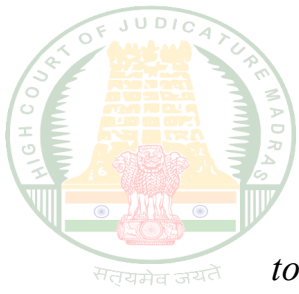
For Petitioner : Mr.Yogeswaran.S
For Respondents : Mr.P.Sudarkodi Natchiyar
Counsel for State of TN for R1
Mr.S.Sivanesan
Standing Counsel for R2 to R4

ORDER

This Writ Petition has been filed seeking for issuance of Mandamus, directing the respondents to consider the petitioner's representation dated 25.05.2026 and to re-consider the closure the TASMACH Shop No.10633 in accordance with relevant government order.

2. Both the learned counsel for the petitioner and the learned counsel for the respondents and the learned Standing Counsel, confirms that the issue is covered by an odd decision of this Court rendered in W.P(MD) No.14245 of 2026 and etc batch, dated 20.05.2026 in the case of Rajesh Kannan Vs. The Secretary and others and the operative portion of the said order is read as under:

13. As far as the licence fee is concerned, even under licence condition No. 1, it has to be paid month on month. Therefore, these petitioners would have paid for the entire month of May 2026. When the shop was closed prematurely before the end of the month, it goes without saying that they will be entitled



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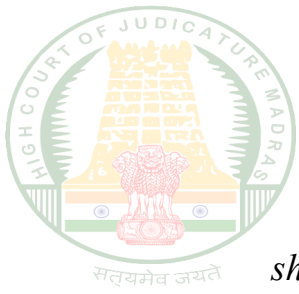
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to a refund of the proportionate excess fee paid. If any of the licensees have also paid for the month of June in advance, the same amount should also be refunded to them. In this regard, since this writ petition is disposed of at the admission stage itself, the relief is moulded, directing the respondents to consider the individual representations of each of the licensees and pass orders thereon, specifically mentioning the excess amount and the refund, etc. Such orders in each individual case where the shop is being closed can be passed by considering the representations already made. If representations are not already made within one week from the date of receipt of the web copy of the order, fresh representations can also be made. The orders can be passed by the respondents within a period of three weeks thereafter.

14. In the result:

(i) The prayers made in these writ petitions to forebear the respondents from closing the shops or to continue the shops shall stand negatived;

(ii) The individual representations of the licensees, namely, the persons licensed to sell snacks, water, and collect bottles, etc.,



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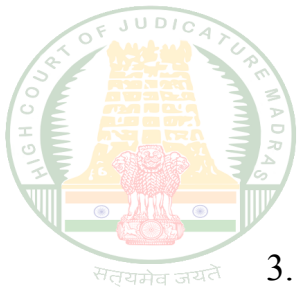
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shall be considered only with reference to the refund of excess fee, if any, collected, and final orders shall be passed;

(iii) If any of the licensees have not already made representations, they can also make representations within two weeks from the date of receipt of the web copy of the order;

(iv) Final orders relating to the refund shall be passed within a period of three weeks from the date of making such representation or the date of receipt of the web copy of the order without waiting for the certified copy of the order; (v) *With reference to the security deposit that is obtained from these licensees, the refund of the same shall also be considered and refunded as per the licence conditions;*

(vi) As far as the landlords are concerned, their rights are determined as per the lease deed and claim, if any, with reference to any damages or refund of advance, etc., has to be made before the appropriate civil Court. No costs. Consequently, the connected miscellaneous petition is closed.



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3. Considering the same, the respondents are directed to consider petitioner's representation, dated 25.05.2026 in the light of the above directions of this Court.

4. This Writ Petition is disposed of with the above direction. No costs.

07.07.2026

NCC : Yes / No
Index : Yes / No
Internet : Yes / No

Indu

To

- 1.The District Collector,
Tirunelveli District,
Tirunelveli.
- 2.The Managing Director,
TASMAC Limited,
Chennai.
- 3.The Senior Regional Manager,
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C.SARAVANAN, J.



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