

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.09.2015

CORAM

THE HON'BLE Mr. JUSTICE M.M.SUNDRESH

W.P.No.26054 of 2015 &
M.P.No.1 of 2015

Mrs. Kurshed Sherfudeen

.. Petitioner

v.

- 1 Senior Divisional Manager
Indian Oil Corporation
No.D35 3rd Floor
Shastri Road
Thillainagar Trichy.
- 2 The Estate Officer
Indian Oil Corporation Limited
Tamilnadu State Office
Indian Oil Bhavan No.139
Mahatma Gandhi Road, Chennai-34.

.. Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a writ of certiorari, Calling for the records of the 2nd respondent made under case No.SRO/TNSO/EO/ Retail/77 dated 29.7.2015 and quash the same

For Petitioner : Mr.M.Palani

For Respondents: Mr.David Thiagaraj

ORDER

Challenging the order passed under sub-section (1) of section 5 of the Public Premises (Eviction of Unauthorised Occupants) Act, 1971, dated 29.7.2015, the present writ petition has been filed.

2. Admittedly, the order impugned is appealable. Therefore, I am not inclined to exercise the discretionary jurisdiction under Article 226 of The Constitution of India. However, considering the facts and circumstances of the case, the petitioner is given a further period of four weeks from the date of receipt of a copy of the order, to file appropriate appeal before the authority concerned. Till such time, status quo as on date shall be maintained.

The writ petition is disposed of accordingly. No costs.
Consequently, connected miscellaneous petition is closed.

Sd/-
Asst.Registrar (CO)

/true copy/

Sub Asst. Registrar

Rj

To

- 1 The Senior Divisional Manager
Indian Oil Corporation
No.D35 3rd Floor
Shastri Road
Thillainagar Trichy.
- 2 The Estate Officer
Indian Oil Corporation Limited
Tamilnadu State Office
Indian Oil Bhavan No.139
Mahatma Gandhi Road, Chennai-34.

Copy to:

The Section Officer to comply with direction of court E.R. Section.

+ cc to Mr.M.Palani, Advocate, sr.48686

+1 cc to David Tyagaraj, Advocate, sr.48730

KGK co
kra 25/09

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