

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16/12/2015

C O R A M

THE HONOURABLE MR. JUSTICE T.S.SIVAGNANAM

W.P.No.39603 of 2015

M.Rajendran

...

Petitioner

Vs

1. The Government of Tamil Nadu
rep. By its Secretary Local Administration Department
Secretariat
Fort St. George
Chennai 600 009.
 2. The Commissioner
Corporation of Chennai
Rippon Buildings
Chennai 3.
 3. The Commissioner of Police
Greater Chennai
EVK Sampath Road
Vepery
Chennai 7.
- ... Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus directing the 2nd respondent to consider and pass orders on the petitioner's representation dated 17/10/2015 as per the provisions of Street Vendors (Protection of Livelihood and Regulation of Street Vending Act, 2014 and till final decision is taken thereon, forbearing the respondents and their subordinates in any manner evicting or disturbing the bunk shop run by the petitioner at by the side of No.1 & 3, 1st Avenue (Ashok Pillar) Near Tamil Nadu Housing Board Commercial Complex, Chennai 83.

For Petitioner
For respondents

... Mr.S.Pushpakaraan
... Mr.R.Rajeswaran
Spl.G.P
for R.1

Mr.P.V.Selvakumar
for R.R.2 and 3.

O R D E R

Heard the learned counsel for the petitioner, Mr.R.Rajeswaran, learned Special Government Pleader for the first respondent and Mr.P.V.Selvakumar for the respondents 2 and 3.

2. With the consent of the learned counsel appearing on either side, the writ petition is taken up for final disposal, at the admission stage itself.

3 This writ petition has been filed praying to direct the second respondent to consider and pass orders on the petitioner's representation dated 17/10/2015, as per the provisions of Street Vendors (Protection of Livelihood and Regulation of Street Vendors Act, 2014 and till final decision is taken thereon, forbearing the respondents and their subordinates in any manner evicting or disturbing the bunk shop run by the petitioner at the side of No.1 & 3, 1st Avenue (Ashok Pillar) Near Tamil Nadu Housing Board Commercial Complex, Chennai 83.

4. The petitioner is running bunk shop in the place mentioned above. However, according to the petitioner, the officials of the respondents are interfering with his business in running the bunk shop and are trying to evict him. Therefore, the petitioner gave representation dated 17/10/2015 to the second respondent and thereafter, has come up with the above writ petition.

5. Without expressing any opinion on the merits of the case, the writ petition is disposed of with a direction to the second respondent to consider the representation of the petitioner dated 17/10/2015, on merits and pass appropriate orders thereon, in accordance with law, within a period of eight weeks, from the date of receipt of a copy of this order. No costs. Consequently, the connected Miscellaneous Petition is closed.

6 Till such time, the second respondent passes appropriate orders, the petitioner shall not be dis-possessed from the place.

Sd/-
Asst.Registrar (CS II)

/true copy/

Sub Asst. Registrar

mvs.

To

1. The Secretary Local Administration Department
Government of Tamil Nadu
Secretariat
Fort St. George
Chennai 600 009.
2. The Commissioner
Corporation of Chennai
Rippon Buildings
Chennai 3.
3. The Commissioner of Police
Greater Chennai
EVK Sampath Road
Vepery
Chennai 7.

1 cc to Government Pleader, Sr. 68175
1 cc to Mr.S.Pushpakaraan, Advocate, Sr. 67738
1 cc to Mr.P.V.Selvakumar, Advocate, Sr. 67670

W.P.No.39603 of 2015

SV (CO)
kk 4/1



WEB COPY