

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 23.03.2015

CORAM

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

WP.Nos.8019 to 8021/2015

M.Lakshmi

..

Petitioner in
WP.No.8019/2015

Suguna

..

Petitioner in
WP.No.8020/2015

Balavesamuthu

..

Petitioner in
WP.No.8021/2015

Versus

1.The Special Commissioner for
Handicapped, O/o.The
State Commissioner of Disabled,
No.15/1, Middle School Road
Thousand Lights, Chennai 600 006.

2.The Commissioner
Corporation of Chennai
Rippon Buildings, Chennai 600 003.

3.The Commissioner of Police
Vepery, Chennai 600 007.

..

Respondents in
WP.No.8019/2015

4.The Secretary
Department of Local Authority
Fort St Goerge, Chennai 600 009.

5.The Special Commissioner for Handicapped
O/O.The State Commissioner of Disabled,
No.15/1, Model School Road, Thousand Lights,
Chennai 600 006.

6.The District Collector
Singaravelan Maligai
Rajaji Salai, Chennai.

7.The Commissioner,
Corporation of Chennai
Rippon Building, Chennai 600 003.

8.The Executive Engineer
Highways & Rural Works Department
Saidapet, Chennai 600 035.

9.The Commissioner of Police
Vepery, Chennai 600 007.

.. Respondents in
WP.No.8020/2015

10.The Special Commissioner for Handicapped
O/O.The State Commissioner of Disabled,
No.15/1, Model School Road, Thousand Lights,
Chennai 600 006.

11.The District Collector
Kancheepuram District,
Kancheepuram.

12.The Taluk Officer
Zozhinganallur Taluk
Medavakkam, Chennai 600 119.

13.The Executive Engineer
Highways & Rural Works Department
Saidapet, Chennai 600 035.

14.The Inspector of Police
Chemancherry Police Station
Chennai 600 119.

.. Respondents in
WP.No.8021/2015

Prayer in WP.No.8019/2015:- Writ petition filed under Article 226 of the Constitution of India praying for a writ of mandamus directing the 2nd respondent to dispose of the petitioner's representation dated 28.11.2014 issuance of licence for running Bunk shop on the line of MTH Road, by the side of Saravana Store Main Gate, Opp. Luckas TVS, Padi, Chennai 600050, selling Tea, Coffee, Snacks [Foods], in hygenic manner.

Prayer in WP.No.8020/2015:- Writ petition filed under Article 226 of the Constitution of India praying for a writ of mandamus directing the 4th respondent, the petitioner were assisted to get allotment of site for erection of bunk shop at on the line of EVR High Road, by the side of Rajiv Gandhi General Hospital, near by Pillaiyar Temple, Park Town, Chennai 600 003, by the common order of 2nd respondent dated on 08.08.2013 selling tea, coffee, snacks [Foods] in hygenic manner.

Prayer in WP.No.8021/2015:- Writ petition filed under Article 226 of the Constitution of India praying for a writ of mandamus directing the 3rd respondent dated 23.02.2015 issuance of license for Medavakkam High Road, Zozhinganallur, by the side of Elcotez in gate Opp. Sadappanila Forest Area, Tolgate, Chennai 600 119, Zozhinganallur Taluk, Selling Tea, Coffee, Snacks [Foods] in hygenic manner.

For Petitioners in
all the writ petitions : Mr.V.Jaishankar

For R1 in WP.Nos.
8019&8020/2015 &
RR1&2 in WP.No.
8021/2015 : Mr.R.Vijayakumar, AGP

For R2 &R3 in WP.No.
8019/2015 ; RR4 & 6 in
WP.No.8020/2015 &
R5 in WP.No.8021/2015 : Mr.P.V.Selvakumar

COMMON ORDER

Heard Mr.V.Jaishankar, learned counsel for the petitioners and Mr.R.Vijayakumar, learned Additional Government Pleader accepting notice for the 1st respondent in WP.Nos.8019 & 8020/2015 and for the respondents 1 and 2 and Mr.P.V.Selvakumar, learned counsel accepting notice for the respondents 2 and 3 in WP.No.8019/2015 ; for respondents 4 and 6 in WP.No.8020/2015 and for the 5th respondent in WP.No.8021/2015 and with their consent, the writ petitions are disposed of at the admission stage itself. Since the issue involved in these writ petitions is common, the above petitions are disposed of by the following common order.

2.The petitioners have come up with the above writ petitions seeking a direction to the 2nd respondent [in WP.No.8019/2015] ; 4th respondent [in WP.No.8020/2015] and 3rd respondent [WP.No.8021/2015] to consider their individual representations for the grant of license to run the bunk shops in the places mentioned in the respective writ petitions.

3.The petitioners claim to be physically challenged persons. They are running bunk shops in the respective places mentioned in the writ petitions. However, according to the petitioners, the officials of the 2nd respondent [in WP.No.8019/2015] ; 4th respondent [in WP.No.8020/2015] and the 3rd respondent [in WP.No.8021/2015] are interfering with their business in running the bunk shops and are trying to evict them. Therefore, the petitioners gave representations to the respective respondents and thereafter, have

come up with the above writ petitions.

4. According to the learned Standing counsel for the Corporation, roads and bus routes vest with the Corporation.

5. In view of the said submission, without expressing any opinion on the merits of the case, the writ petitions are disposed of with a direction to the 2nd respondent [in WP.No.8019/2015] ; 4th respondent [in WP.No.8020/2015] and the 3rd respondent [in WP.No.8021/2015] to consider the individual representations of the petitioners respectively dated 28.11.2014 ; 12.12.2014 and 23.02.2015 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. Till then, the petitioners shall not be dispossessed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

AP

To

1. The Special Commissioner for Handicapped, O/o. The State Commissioner of Disabled, No.15/1, Middle School Road Thousand Lights, Chennai 600 006.
2. The Commissioner Corporation of Chennai Rippon Buildings, Chennai 600 003.
3. The Commissioner of Police Vepery, Chennai 600 007.
4. The Secretary Department of Local Authority Fort St George, Chennai 600 009.
5. The District Collector Singaravelan Maligai Rajaji Salai, Chennai.
6. The Executive Engineer Highways & Rural Works Department Saidapet, Chennai 600 035.
7. The Commissioner of Police Vepery, Chennai 600 007.

8.The District Collector
Kancheepuram District,
Kancheepuram.

9.The Taluk Officer
Zozhinganallur Taluk
Medavakkam, Chennai 600 119.

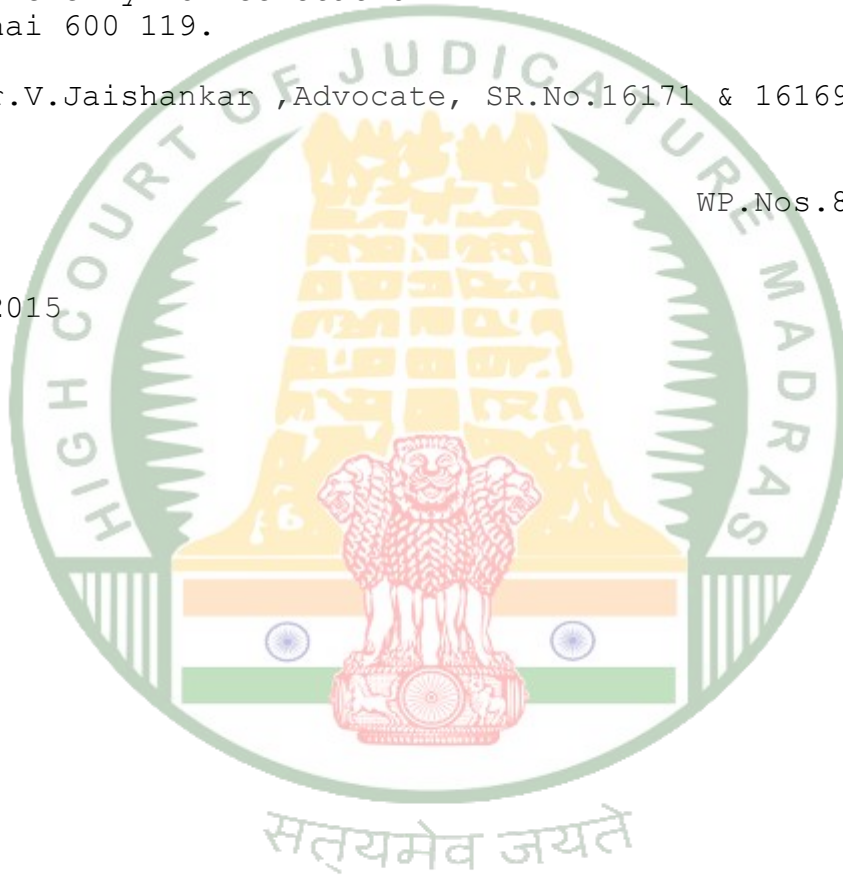
10.The Executive Engineer
Highways & Rural Works Department
Saidapet, Chennai 600 035.

11.The Inspector of Police
Chemancherry Police Station
Chennai 600 119.

3 cc to Mr.V.Jaishankar ,Advocate, SR.No.16171 & 16169 & 16170

WP.Nos.8019 to 8021/2015

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pmk.24.3.2015



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