

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.04.2016

C O R A M

THE HONOURABLE MR. JUSTICE T.S.SIVAGNANAM

W.P.NO.12744 OF 2016
AND WMP NO.11148 OF 2016

A.Ganesh Kumar

... 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 - 600 003.

3. The Commissioner of Police
Greater Chennai
EVK Sampath Road, Vepery,
Chennai - 600 007.

.... Respondents

PRAYER: 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 08.03.2016 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 Second Trust Main Road by the side of compound wall of Corporation Playground Opposite of Bharathi Towers Platform, Raja Annamalaipuram, Chennai - 600 028.

For Petitioner	:	Ms.N.Jothi Lakshmi
For Respondents 1&3:		Mr.R.Lakshmi Narayanan
		Additional Government Pleader
For Respondent-2	:	Mr.P.V.Selvakumar

O R D E R

Heard the learned counsel for the petitioner, Mr.R.Lakshmi Narayanan, learned Special Government Pleader for the first and third respondents and Mr.P.V.Selvakumar, learned Standing Counsel for the second respondent.

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 08.03.2016, 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 Second Trust Main Road by the side of compound wall of Corporation Playground Opposite of Bharathi Towers Platform, Raja Annamalaipuram, Chennai - 600 028.

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 08.03.2016 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 08.03.2016, 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/-
Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

TK

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 - 600 003.
3. The Commissioner of Police
Greater Chennai
EVK Sampath Road, Vepery,
Chennai - 600 007.

+1cc to Mr.N. Jothi Lakshmi, Advocate, S.R.No.21981

+1cc to Mr.P.V. Selvakumar, Advocate, S.R.No.21333

SVI (CO)
EU (29/04/2016)

W.P.NO.12744 OF 2016

सत्यमेव जयते

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