

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.10.2016

CORAM:

THE HONOURABLE MR. JUSTICE B.RAJENDRAN

W.P.No.37388 of 2016

&

W.M.P Nos.32035 & 32036 of 2016

M.Musthafa

... Petitioner

Vs.

1. The General Manager,  
Southern Railway,  
Chennai - 600 003.
  2. The Senior Divisional Commercial Manager,  
Chennai Division, S. Rly,  
Chennai - 600 003.
  3. The Deputy Chief Division Commercial Manager,  
Passenger Services - II, S. Rly,  
Head Quarters Officer, Commercial Branch,  
Catering Section, Chennai - 600 003.
- ... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorarified mandamus to call for the records in No.C.86/PC/16301-02/TVC-SRR Venad Express/2015 dated 31.08.2016 issued by the third respondent, termination of license, forfeiting the earnest money and debarring the petitioner from participating in the bidding process for similar future License/Contract of Railway for a period of one year may be quashed and to consider the representation sent to the respondent on 14.10.2016 by E-mail and Fax.

For Petitioner : Mr.Prof.M.Udaya Bhanu

For Respondents : Mr.P.T.Ramkumar,  
Standing Counsel for R1 to 3

ORDER

Today, when the matter was taken up, the learned counsel for the respondents submitted that the petitioner has filed a Writ Petition in CVD No.C.29492 of 2016 before the Kerala High Court, against the very same impugned order and no

interim order in the said Writ Petition. It is further submitted that the petitioner has suppressed the fact of filing of above Writ Petition before Kerala High Court in this Court and also suppressed the fact of filing of this Writ Petition before this Court in Kerala High Court.

2. Considering the submissions of the learned counsel for the respondents and in view of the fact that the petitioner has filed two writ petitions before the High Court, Kerala and before this Court against the very same impugned order, this Writ Petition is dismissed. No costs. Consequently, the connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

vrc

To

1. The General Manager,  
Southern Railway,  
Chennai - 600 003.
2. The Senior Divisional Commercial Manager,  
Chennai Division, S. Rly,  
Chennai - 600 003.
3. The Deputy Chief Division Commercial Manager,  
Passenger Services - II, S. Rly,  
Head Quarters Officer, Commercial Branch,  
Catering Section,  
Chennai - 600 003.

+1cc to Mr.P.T.Ramkumar, Advocate, S.R.No.60849  
+1cc to Mr.M.Udaya Bhanu, Advocate, S.R.No.61259

W.P.No.37388 of 2016

CTK(CO)  
CA(22/11/2016)