



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:08.01.2016

CORAM:

THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU

W.P. (MD) No.484 of 2016
and
WMP (MD) No.401 of 2016

Muthusamy

... Petitioner

Vs.

1.The District Collector,
Nagercoil,
Kanyakumari District.

2.The Executive Officer,
Kanyakumari Special Grade Town Panchayat,
Kanyakumari,
Kanyakumari District.

3.The President,
Kanyakumari Special Grade Town Panchayat,
Kanyakumari,
Kanyakumari District.

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the respondents to extend the time limit of possessenary period, for seasonal temporary open space shop viz., shop Nos.32, which was granted by the 2nd and 3rd respondents from 17.11.2015 to 20.01.2016, for further one more year from 20.01.2016, by considering the representation of the petitioner, dated 18.12.2015 in accordance with law and on merits.

For Petitioner	: Mr.C.Kishore
For R-1	: Mr.G.Muthukannan Government Advocate
For R-2 & R-3	: Mr.Aayiram K.Selvakumar Government Advocate

O R D E R

Mr.G.Muthukannan, learned Government Advocate takes notice for the first respondent and Mr.Aayiram K.Selvakumar, learned Government Advocate takes notice for the respondents 2 and 3.

2. By consent of parties, the main Writ Petition is taken up for final disposal.

3. The petitioner is granted with a licence to run a open space shop from 17.11.2015 to 20.01.2016. Now, he seek for extension of time and for which, he made a representation on 18.12.2015. Therefore, it is for the second respondent Executive Officer to consider the



representation of the petitioner and pass orders on merits and in accordance with law.

4. Considering the above stated facts and circumstances and without expressing any view on the merits of the claim made by the petitioner, I only direct the second respondent to consider the representation of the petitioner, dated 18.12.2015 and pass appropriate orders on the same on merits and in accordance with law, within a period of four weeks from the date of receipt of a copy of this order.

With the above direction, this Writ Petition is disposed of. No Costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(Co)

/True Copy/

Sub Assistant Registrar.

To

1.The District Collector, Nagercoil,
Kanyakumari District.

2.The Executive Officer,
Kanyakumari Special Grade Town Panchayat, Kanyakumari,
Kanyakumari District.

3.The President,
Kanyakumari Special Grade Town Panchayat,
Kanyakumari, Kanyakumari District.

+1CC to Mr.C.Kishore,Advocate, SR.No. 1659

+1CC to The Special Government Pleader SR.No. 1793

W.P. (MD) No.484 of 2016
08.01.2016

AM/12.01.2016/GSV.AN/SAR-II/2P/6C