



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.06.2016

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THE HONOURABLE MR. JUSTICE M. VENUGOPAL

Writ Petition (MD). No.7223 of 2016

V. Pandiammal

... Petitioner

Vs.

1. The Managing Director,
TASMAC, CMDA Tower II,
IV Floor, Gandhi Irwin Bridge Road,
Egmore, Chennai-8.
2. The District Collector,
Madurai Collectorate, Madurai-625 020.
3. The Regional Manager,
TASMAC
Kappalur,
Tirumangalam Taluk,
Madurai District-625 709.

... Respondents

Prayer:-Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus directing the respondents to take appropriate action on the basis of the representation of the petitioner dated 16.03.2016.

For Petitioner

:No appearance

For Respondent

:Mr.S.Kumar, AGP for R- 2

Mr.Nedunchezian for RR-1 and 3

O R D E R

Heard the Learned Standing Counsel appearing for R-1 and R-3 and the Learned Additional Government Pleader appearing for R-2.

2. According to the petitioner, the third respondent's TASMAC Wine shop along with bar No.5234 is located at the premises belonging to her in door No.19/1, Pandiyarajapuram, By-Pass Road, Madurai, without obtaining permission or by obtaining no objection from her as the owner of the premises.

3. The stand of the petitioner is that the aforesaid premises is assessed to property tax by the Madurai Corporation in her name and she is regularly paying the property tax and also the electricity consumption charges for electricity service



connection Nos.Z659, Z660 and Z661. It appears that the petitioner had approached the respondents on enormous occasions in person airing her grievance and requesting them to pay the rent for the premises occupied by them for conducting their business. It appears that no action has been taken by the respondents on the representation made by the petitioner in person. Hence, she was performed to submit a written representation dated 16.03.2016 to the respondents through registered post with acknowledgment due and the same was received. Since her written representation dated 16.03.2016 has not seen the light of the day till date, she has filed the present writ petition before this Court.

4. In view of the fact that the petitioner's representation dated 16.03.2016 is pending before the third respondent/The Regional Manager, TASMAL, Tirumangalam Taluk, Madurai District, without any progress till date, this Court, at this stage, simpliciter, without expressing any opinion on the merits and contents of the said representation, in the interest of Justice and Fair Play, directs the third respondent/The Regional Manager, TASMAL, Tirumangalam Taluk, Madurai District to take up the representation of the petitioner dated 16.03.2016, within a week period from the date of receipt of a copy of this order. Thereafter, the third respondent/The Regional Manager, TASMAL, Tirumangalam Taluk, Madurai District is to consider the representation of the petitioner 16.03.2016 and dispose of the same, within a period of three weeks, by passing a speaking order, on merits by advertng to the averments made by the petitioner in her representation dated 16.03.2016. It is open to the third respondent to provide an opportunity of hearing to the petitioner and to dispose of her representation dated 16.03.2016 in a complete and comprehensive manner, so as to put an end to the issue.

5. With the aforesaid observations and directions, the writ petition stand disposed of. No costs.

Sd/-

Assistant Registrar(CSII)

/True Copy/

Sub-Assistant Registrar

To

- 1.The Managing Director, TASMAL
CMDA Tower II, IV Floor, Gandhi Irwin Bridge Road,
Egmore, Chennai-8.
- 2.The District Collector, Madurai Collectorate, Madurai-625 020.
- 3.The Regional Manager, TASMAL, Kappalur, Tirumangalam Taluk,
+2ccs to Mr.V.Balaji, Advocate, SR.Nos.31288 and 31870
+One cc to The Special Government Pleader, SR.No.31234