



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 09.09.2016

CORAM:

THE HONOURABLE MR.JUSTICE S.NAGAMUTHU

and

THE HONOURABLE MR.JUSTICE M.V.MURALIDARAN

W.P(MD)No.8428 of 2013

Consumer Protection Association
Kanniyakumari District
No.4/1 Gandhi Street
Near Narayanaguru Kalyanamandapam
Kottar, Nagercoil
Represented by the President
S.R.Sreeram

.. Petitioner

Vs.

1.Tamil Nadu State Marketing Corporation
CMDA Tower II
4th floor, Gandhi Irwin Bridge Road,
Egmore, Chennai.
Represented by the Managing Director.

2.The District Collector
Kanyakumari District
Nagercoil.

3.The District Manager,
IMFS Depot,
Tamil Nadu State Marketing Corporation Ltd.,
25/1 No.837 and 25/2-838
Konam Industrial Estate,
Nagercoil.

4.The Assistant Commissioner of Excise,
Nagercoil, Kanyakumari District

.. Respondents

Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus to forbear the respondents from opening IMFL TASMAR retail outlet in the building situated in NMC No.19-B-1, 19-B-2, first floor, Krishna Tower, Charles Miller Street, Nagercoil.

For Petitioner : M/s.N.Dilipkumar

For Respondents : Mr.Ayiram K.Selvakumar

Government Advocate for R2 & R4

Mr.M.Muniyasamy for R1 & R3

ORDER

(Order of the Court was made by S.NAGAMUTHU, J.)

The petitioner has come up with this Public Interest Litigation seeking a direction to the District Collector not to grant approval for location of TASMAC retail outlet shop in the building situated in NMC No.19-B-1, 19-B-2, first floor, Krishna Tower, Charles Miller Street, Nagercoil.

2.When this writ petition was taken up today, the learned counsel for the petitioner himself submitted that now the shop has been located in a different place and no shop has been opened in the building in question. Thus, in our considered view, this writ petition has become infructuous. Accordingly, this writ petition is dismissed. No costs. Consequently connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar(CSII)

/True Copy/

Sub-Assistant Registrar

To

1.Tamil Nadu State Marketing Corporation
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Nagercoil.

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Konam Industrial Estate, Nagercoil.

4.The Assistant Commissioner of Excise,
Nagercoil, Kanyakumari District
+One cc to The Special government Pleader, SR.No.51932

RR

RL/6C/2P/SKS/RR/22/9/2016

ORDER MADE IN
W.P(MD)No.8428 of 2013
and M.P.Nos.1 & 2 of 2013