

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.03.2017

CORAM

THE HON'BLE MR.HULUVADI G.RAMESH, ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE R.MAHADEVAN

W.P.No.5055 of 2017

J.Nirmala

.. Petitioner

Vs.

1. The Commissioner
Corporation of Chennai
Rippon Buildings
Chennai - 600 003.

2. The Chairperson/
Zonal Executive Engineer Zone No.9
(The Township Vending Committee)
Corporation of Chennai
Chennai - 600 034.

.. Respondents

PRAYER: Petition under Article 226 of the Constitution of India for issuance of a writ of Mandamus directing the respondents to consider and pass orders on the petitioner's representation dated 27.01.2017 as per the provisions of the Street Vendors (Protection of Livelihood Regulation) Act 2014 made for granting permission/Certificate of Vending and till such time not to disturb with the running of the petitioner's bunk shop at Mount Poonamalle High Road, Iyappan Thangal Bus Stop, Opp. to ANE Bus Stop, Chennai - 600 122.

For Petitioner : Mr.R.Kamaraj

For Respondents : Mr.V.C.Selvasekaran

ORDER

(Order of the Court was made by the Acting Chief Justice)

Mr.V.C.Selvasekaran, learned counsel takes notice for the respondents.

2. Heard the learned counsel for the parties.

3. The petitioner has filed this writ petition seeking issuance of a writ of Mandamus directing the respondents to consider and pass orders on the petitioner's representation dated 27.01.2017 as per the provisions of the Street Vendors (Protection of Livelihood Regulation) Act 2014 made for granting permission/Certificate of Vending and till such time not to disturb with the running of the petitioner's bunk shop at Mount Poonamalle High Road, Iyappan Thangal Bus Stop, Opp. to ANE Bus Stop, Chennai - 600 122.

4. It is the case of the petitioner that she is running a bunk shop at Mount Poonamalle High Road, Iyappan Thangal Bus Stop, Opp. to ANE Bus Stop, Chennai - 600 122.. However, it is alleged that the respondent/authorities are interfering with the running of the bunk shop. The petitioner made a representation on 27.1.2017 seeking issuance of license to run the bunk shop and to forbear the authorities from interfering with the running of the shop. However, the said representation did not evince any response. Hence, the present writ petition has been filed.

5. On hearing the learned counsel for the parties, suffice it to direct the Vending Committee constituted vide G.O. (4D) No.5, Municipal Administration and Water Supply (MCI) Department, dated 05.10.2016, to consider the representation of the petitioner dated 27.1.2017 and pass appropriate orders in accordance with law within three months from the date of receipt of a copy of this order and till such time, no coercive action shall be taken against the petitioner. All the grounds urged in this petition can be raised before the Committee.

The petition is disposed of accordingly. No costs.

Sd/-

Asst.Registrar

/true copy/

Sub Asst. Registrar

sasi

To:

1. The Commissioner
Corporation of Chennai
Rippon Buildings
Chennai - 600 003.

2. The Chairperson/
Zonal Executive Engineer Zone No.9
(The Township Vending Committee)
Corporation of Chennai
Chennai - 600 034.

+1cc to Mr.R.Kamaraj, Advocate sr.13358

W.P.No.5055 of 2017

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ss(9/3/2017)



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