

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.06.2017

CORAM

THE HON'BLE Mr. JUSTICE M.DURAI SWAMY

W.P.No.16015 of 2017
&W.M.P.No.17306 of 2017

M/s.S.P.Transport,

Represented by Partner, Ameer Basha,
No.32, Quide Millath Street,
Azad Nagar, Aminjikarai,
Chennai - 600 029.

... Petitioner

Vs.

1.The General Manager,
Tamilnadu Civil Supplies Corporation,
No.12, Thambusamy Road,
Kilpauk, Chennai - 600 010.

2.Senior Regional Manager,
Tamilnadu Civil Supplies Corporation,
Chennai North Region,
No.9, Conron Smith Road,
Gopalapuram, Chennai-86.

... Respondents

PRAYER: Petition filed under Article 226 of The Constitution of India praying to issue a writ of Certiorarified mandamus, calling for the records of the respondents in respect of the order of the second respondent dated 03.05.2017, in Lr.Rc.No.M4/7777/2014 and quash the same and direct the respondents to release the security Deposit payments to the petitioner as per law and eligibility, as per the terms of the contract.

For Petitioner : Mr.B.Divakaran.

For Respondents : Mr.L.P.Shanmugasundaram.

O R D E R

The petitioner has filed the above Writ Petition to issue a Writ of Certiorarified Mandamus to call for the records of the respondents, in respect of the order of the second respondent dated 03.05.2017 and to quash the same and to

direct the respondents to release the security deposit payments to them, as per terms of the Contract.

2. When the matter is taken up for hearing, learned counsel appearing for the petitioner submitted that as against the impugned order dated 03.05.2017, the petitioner has preferred an appeal before the Managing Director, Tamilnadu Civil Supplies Corporation on 15.05.2017, and therefore, it would be suffice to direct the appellate authority to consider the petitioner's appeal and dispose of the same within a time frame.

3.Mr.L.P.Shanmugasundaram, learned counsel taking notice for the respondents submitted that the appellate authority may be directed to dispose of the appeal in accordance with law.

4. Having regard to the submissions made by the learned counsel on either side, without expressing any opinion with regard to the merits of the case, I direct the appellate authority, viz., The Managing Director, The Tamilnadu Civil Supplies Corporation, Chennai, to dispose of the appeal preferred by the petitioner, in accordance with law, within six weeks from the date of receipt of a copy of this order.

5.With this observation, the Writ Petition is disposed of. No costs. Consequently, Connected Miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

To

1.The General Manager,
Tamilnadu Civil Supplies Corporation,
No.12, Thambusamy Road,
Kilpauk, Chennai - 600 010.

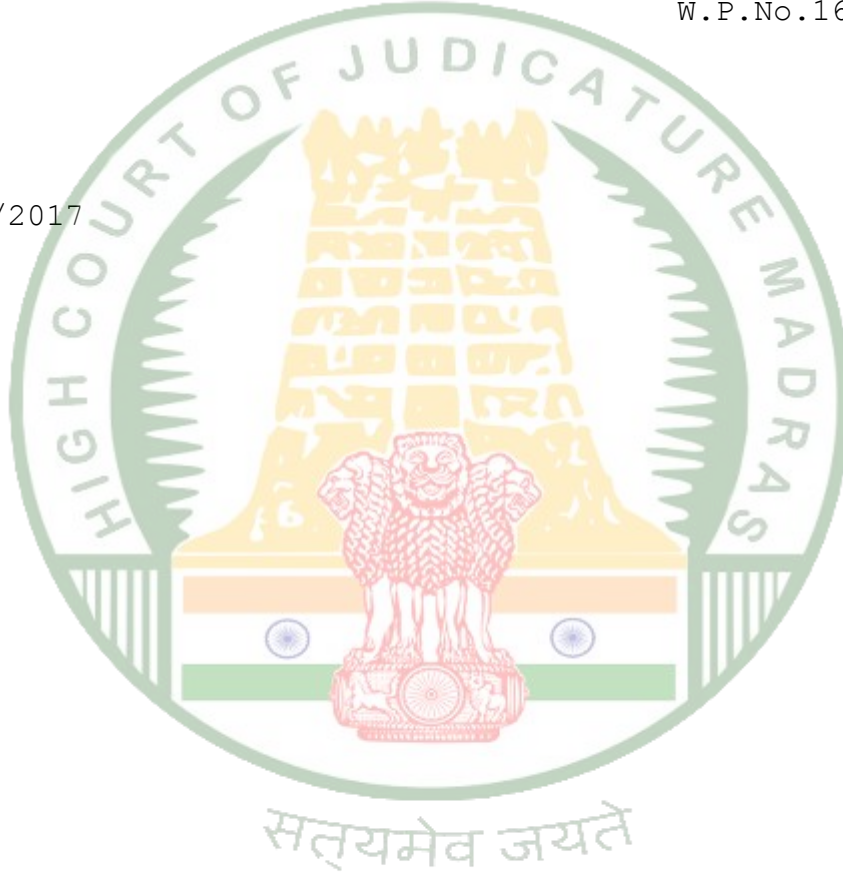
2.Senior Regional Manager,
Tamilnadu Civil Supplies Corporation,
Chennai North Region,
No.9, Conron Smith Road,
Gopalapuram, Chennai-86.

3. The Managing Director
Tamilnadu Civil Supplies Corporation,
Chennai.

+lcc to Mr.B.Divakaran, Advocate Sr.44443
+cc to Mr.L.P.Shanmugasundaram, Advocate Sr.44947

W.P.No.16015 of 2017

br[co]
srg 10/07/2017



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