

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 31.01.2017

CORAM :

The Hon'ble MR.SANJAY KISHAN KAUL, CHIEF JUSTICE
AND
The Hon'ble MR.JUSTICE M.SUNDAR

W.P.No.38851 of 2015
and
M.P.Nos.1 & 2 of 2015

K.Devaraj

... Petitioner

Vs

1. The Commissioner & Collector,
Collector's Office,
Thatanchavadi, Puducherry.
2. The Assistant Commissioner of Excise,
Excise & Commercial Taxes,
Thatanchavadi,
Puducherry.
3. The Deputy Commissioner (Excise),
O/o the Deputy Commissioner (Excise),
Puducherry.
4. Amma Traders,
rep. by its Prop. M.Sethuraman,
Thavalakuppam,
Puducherry-605 007.

... Respondents

(Respondent No.4 name amended as per the
order dated 07.1.2016)

Writ Petitions filed under Article 226 of the Constitution of India praying for issue of Writ of Certiorari calling for the records relating to the 3rd respondent's proceedings made in No.3746/DCE/S2/FL.1/2015/Vol.IV dated 23.10.2015 to quash the same.

For Petitioner : Mr.K.C.Vinodh

For Respondents : Mr.C.Ramesh
Additional Government Pleader
(Pondy) for R1 to R3

ORDER

(Order of the Court was made by The Hon'ble Chief Justice)

The learned Additional Government Pleader (Pondy) states that he has obtained instruction that there is no encroachment by respondent No.4.

2. We also noticed that the petitioner is not even a resident of Puducherry and there seems to be no reason for him to be perturbed by the action or inaction of respondent No.4, with which the State of Puducherry has no quibble.

3. The writ petition is dismissed. No costs. Consequently, M.P.Nos.1 and 2 are also dismissed.

Sd/-
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

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To

1. The Commissioner & Collector,
Collector's Office,
Thatanchavadi,
Puducherry.
2. The Assistant Commissioner of Excise,
Excise & Commercial Taxes,
Thatanchavadi,
Puducherry.
3. The Deputy Commissioner (Excise),
O/o the Deputy Commissioner (Excise),
Puducherry.

+1cc to Mr.L.Chandrakumar, Advocate, S.R.No.6406
+1cc to the Government Pleader, S.R.No.6266

W.P.No.38851 of 2015

UG(CO)
CA(06/02/2017)