

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.07.2017

CORAM

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

W.P.No.22632 of 2004

P.Muruganathan

... Petitioner

Vs

1. The Commissioner of Prohibition and Excise,
"Ezhilagam", Chepauk,
Chennai-600 005.

2. The Assistant Commissioner (Excise),
Tirunelveli District, Tirunelveli.

... Respondents

Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus to direct the respondents 1 and 2 herein to refund the deposit amount of Rs.1,50,000/- deposited for the excise year 2001-2002 at an earliest point of time as fixed by this Court.

For Petitioner : Mr.J.Pothiraj

For Respondents : Mrs.M.Lalitha,
Government Advocate

ORDER

The petitioner who has been granted license for retail vending of IMFL, is before this Court seeking a direction to the respondents 1 and 2 to refund the security deposit amount of Rs.1,50,000/- remitted by him for the renewal of the license for retail vending business.

2.Since the representation of the petitioner was not considered, he is before this Court with this writ petition.

3.Though the writ petition is pending from the year 2004, no counter has been filed by the respondents. In the light of the same, the writ petition is disposed of giving liberty to the petitioner to submit a fresh representation to the second respondent along with a copy of this order and if such representation is submitted, the second respondent is directed to consider the same on merits and in accordance with law within

a period of twelve weeks from the date of receipt of the representation.

4.The writ petition is disposed of accordingly. No costs.

Sd/-
Asst.Registrar (CS IV)

/true copy/

Sub Asst. Registrar

KM

To

1. The Commissioner of Prohibition and Excise,
"Ezhilagam", Chepauk,
Chennai-600 005.
2. The Assistant Commissioner (Excise),
Tirunelveli District, Tirunelveli.

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AR (IV)
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