



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
DATED 18.08.2017

CORAM

THE HONOURABLE MR. JUSTICE M.M. SUNDRESH

AND

THE HONOURABLE MR. JUSTICE N. SATHISH KUMAR

W.A. (MD) No. 1036 of 2015

and

M.P (MD) No. 1 of 2015

WEB COPY

1. T. Krishnamoorthy

2. S. Dinesh

... Appellants/Writ Petitioners

Vs.

1. The Deputy General Manager (LPG),  
Indian Oil Corporation Limited,  
Marketing Division, Tamil Nadu State Office,  
IOC Bhawan, No. 134,  
Nungambakkam High Road,  
Chennai-600 034.

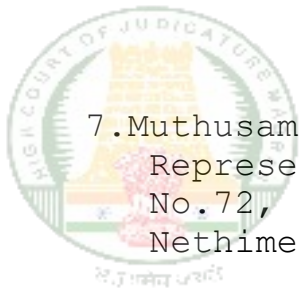
2. The Chief Manager (LPG Operations),  
Indian Oil Corporation Limited,  
Marketing Division, Tamil Nadu State Office,  
IOC Bhawan, No. 134,  
Nungambakkam High Road,  
Chennai-600 034.

3. A.S.A & Maheshwari Transports,  
Represented by its Manager,  
5/478, Erasai amman Kovil Street,  
Nilavarapatti, Salem District.

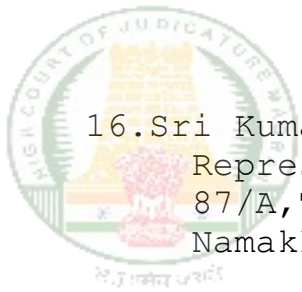
4. Arasan Arasi Transport,  
Represented by its Manager,  
New Plot No. 79,  
S.K. Nagar,  
Silanayakkanpatti,  
Salem District.

5. Dhaya Transport,  
Represented by its Manager,  
6/354. GRS Apartment,  
Thiruvalluvar Nagar,  
Namakkal District.

6. Jothi LPG Transport,  
Represented by its Manager,  
26/157, Palaniappa Nagar,  
Sooramangalam,  
Salem District.



7. Muthusamy Transport,  
Represented by its Manager,  
No. 72, S.K. garden,  
Nethimedu, Salem District.
8. M.R. construction,  
Represented by its Manager,  
47, E.B. Road, Trichy District.
9. M.R.T.S. Transport,  
Represented by its Manager,  
31/A. Nadithaiyalkara Street,  
Trichy District.
10. O.S.P. Transport Service,  
Represented by its Manager,  
76/A1, Nallu Gounder Thottam,  
Kariyampatti, Unandhangal Post,  
Rasipuram, Namakkal District.
11. Ram Jothi Transports,  
Represented by its Manager,  
No. 26/157, Palaniappa Nagar,  
Sooramangalam,  
Salem District.
12. S.P.S. Transports,  
Represented by its Manager,  
2/3 R.R. Fairlands,  
Sangagiri Main Road,  
Kondalampatti Bye Pass,  
Salem District.
13. Sivabalan Transports,  
Represented by its Manager,  
No. 72/A, South Pallapatti,  
3 roads, Salem District.
14. Sri Bala Murugan Road ways,  
Represented by its Manager,  
No. 17/2, Sasthri Nagar,  
3<sup>rd</sup> Cross, Annadhanapatti,  
Salem District.
15. Sri Karpagavinayaga Transport,  
Represented by its Manager,  
No. 44, Selappan Illam,  
S.K. Garden, Nethi Medu,  
Salem District.



16.Sri Kumar Transports,  
Represented by its Manager,  
87/A,Thopatti, Jaderpalayam Rasipuram,  
Namakkal District.

17.Sri Laxmi Transport Service,  
Represented by its Manager,  
232, San Nivas, 3<sup>rd</sup> cross,  
Shivaya Nagar, Reddiyur,  
Salem District.

18.Sri Laxmi Transport 2,  
Represented by its Manager,  
No.54/6, R.K.Complex,  
Authur Bye pass Road,  
Silanayakkanpatti,  
Salem District.

19.Sri Sakthi Transport,  
Represented by its Manager,  
No.42, 3<sup>rd</sup> Cross,  
Thillaipuram,  
Namakkal District.

20.V.Maheswari Transport,  
Represented by its Manager,  
No.10, Kasipalayam,  
Erode District.

21.Sakthi Transports,  
Represented by its Manager,  
4B, 24<sup>th</sup> ward, Vachana Kadu,  
Rasipuram, Namakkal District.

22.C.Ramesh Transport (MRL),  
Represented by its Manager,  
4/5, 10, Kottkadu,  
Pallipalayam,  
Thirichengode,  
Namakkal District.

23.B.Thuraikalai Transport,  
Represented by its Manager,  
No.40, Dindigul Main Road,  
Manaparai, Trichy District.

24.Kamali Indane Egraminvitrak,  
Represented by its Manager,  
No.12/104, Dallar Street,  
Upiliyapuram, Thuriyur,  
Trichy District.



25.Parimala Indane Gas Agency,  
Represented by its Manager,  
No.5/76,Main Road,  
Thirumalivasal,  
Sirkali, Nagapattinam District.

26.A.Chandradevi Transport,  
Represented by its Manager,  
Udayapuram Post,  
Thuraiyur, Trichy District.

27.K.C.R.Transport,  
Represented by its Manager,  
No.12, Surampatti,  
Erode District.

28.P.M.R.Transport,  
Represented by its Manager,  
No.39, Thirunyanam Street,  
Ganesapuram, Namakkal District.

29.Vasantharaj Transport,  
Represented by its Manager,  
No.44, Avinasi Main road,  
Coimbatore District.

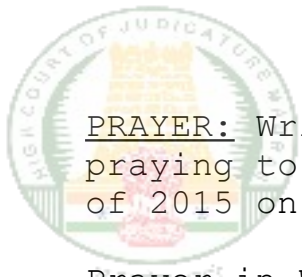
30.Senthil Andavar Transport,  
Represented by its Manager,  
4/214, M.X.Extension Street,  
Kaikatti Puthur,  
Avinasi, Coimbatore District.

31.S.K.G.Transport,  
Represented by its Manager,  
No.11 Kaveri College Road,  
Annamalai Nagar, Trichy District.

32.Sri Karpagavinayaga Lorry Service,  
Represented by its Manager,  
D/1, Perumal Kovil Back side,  
Nagaratchi Nalan Kadai,  
Manaparai, Trichy District.

33.Thiruchendhur Andavar Transport,  
Represented by its Manager,  
No.9 South Nagamma Naidu Street,  
Manaparai, Trichy District.

...Respondents/Respondents



PRAYER: Writ Appeal is filed under Clause 15 of Letters Patent, praying to set aside the order dated 31.07.2015 in W.P(MD) No.3909 of 2015 on the file of this Court.

Prayer in WP(MD). 3909/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a writ of Mandamus declaring Clause 5.2 (ii) contained in the Notice Inviting Tender bearing Notification No.TNSO/LPG-O/PT-12/TPT/2014-15 of the 2nd respondent herein as arbitrary, illegal discriminatory and violative of Article 14 19(1)(g) of the constitution of India and direct the respondents to process the Tender without any preference on the basis of date of registration of the vehicles .

|               |                                              |
|---------------|----------------------------------------------|
| For Appellant | : Mr.Seenisyedamma<br>for Mr.T.Lajapathi Roy |
| For R1 and R2 | : Mr.K.Muraleedharan                         |
| For R3 and R4 | : No Appearance                              |

JUDGMENT

[Judgment of the Court was delivered by M.M.SUNDRESH, J.]

The learned counsel appearing for the appellants states that the prayer in the writ appeal has become infructuous and he has also made an endorsement to that effect.

2. Accordingly, the writ appeal is dismissed as infructuous. No costs. Consequently, connected miscellaneous petition is dismissed.

Sd/-  
Assistant Registrar(CS-III)

/True Copy/

Sub Assistant Registrar

To

+1cc to M/S.K.Muraleedharan, Advocate SR.No. 73178

W.A. (MD) No.1036 of 2015  
and  
M.P (MD) No.1 of 2015  
18.08.2017

CP/AM

JM/MR KKR/SAR 1/29.08.2017/5P/2C

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