



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.06.2017

CORAM:

THE HON'BLE MR.JUSTICE K.KALYANASUNDARAM

W.P(MD) No.10521 of 2017

and

W.M.P. (MD) Nos.8031 and 8032 of 2017

M.Nagarajan

... Petitioner

-vs-

1. The Commissioner of Municipal Administration,
Office of the Commissioner of Municipal Administration,
Chepauk, Chennai.

2. The Nagercoil Municipality,
Nagercoil, Kanniyakumari District,
represented by its Commissioner.

3. The Commissioner,
The Nagercoil Municipality,
Nagercoil, Kanniyakumari District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for the issuance of Writ of Certiorari calling for the records relating to the impugned proceedings of the second respondent municipality dated 18.05.2017, in Na.Ka.No.04023/2017/A13 and quash the same.

For Petitioner : Mr.N.Dilip Kumar
For Respondents : Mr.A.Muthukaruppan
Additional Government Pleader
for R.1
: Mr.P.Athimoolapandian
for R.2 and R.3

O R D E R

Heard Mr.N.Dilip Kumar, learned Counsel appearing for the petitioner, Mr.A.Muthukaruppan, learned Additional Government Pleader, who takes notice for the first respondent and Mr.P.Athimoola Pandian, learned Counsel, who takes notice for the respondents 2 and 3.

2. The learned Counsel appearing for the respondents 2 and 3, on instructions, would submit that as per the decision taken by the Commissioner of Municipality Administration, dated 30.05.2017,



the respondents 2 and 3 have decided to bring 260 shops constructed in Vadasery Kanagamoolam Chandai separately for auction. It is further submitted that in view of the subsequent events, the respondents have no objection to quash the impugned tender notice.

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3. In view of the submission made by the learned Counsel appearing for the respondents 2 and 3, the order impugned in this Writ Petition is quashed. The respondents are at liberty to bring the shops individually for auction. Accordingly, this Writ Petition is allowed. No costs. Consequently, the connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar(Writs)

/True Copy/

Sub Assistant Registrar

To

1.The Commissioner of Municipal Administration,
Office of the Commissioner of Municipal Administration,
Chepauk, Chennai.

2.The Commissioner,
Nagercoil Municipality, Nagercoil,
Kanniyakumari District.

+1cc to M/S.N.Dilip Kumar, Advocate SR.No. 23279

W.P(MD)No.10521 of 2017
06.06.2017

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JM/SV MMS/SAR 4/07.06.2017/2P/4C