



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.08.2017

CORAM:

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN

and

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P (MD) No.11076 of 2017

and

W.M.P. (MD) No.8499 of 2017

A.Amala Raj

.. Petitioner

Vs.

1.The District Collector,
Kanyakumari at Nagercoil,
Kanyakumari District.

2.The Deputy Director of Health Services,
Kanyakumari at Nagercoil,
Kanyakumari District.

3.The Assistant Director of Town Panchayat,
Nagercoil,
Kanyakumari District.

4.The Executive Officer,
Unnamalaikadai Town Panchayat,
Nattalam Village,
Kanyakumari District.

5.Biju Raja Alto

.. Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents 1 to 4 to take action against the 5th respondent for the illegal functioning of the chicken shop run in the name and style of "D.A. Chicken corner" in Kunnamparai, Pullani Vilai, Nattalam Village, Kanjiracode Post, Vilavancode Taluk, Kanyakumari District.

For petitioner : Mr.R.J.Karthick

For R1 to R3 : Mr.M.Govindan
Special Government Pleader.

For R4 : Mr.G.Muthu Kannan

**ORDER**

[Order of the Court was made by **G.R.SWAMINATHAN, J.**]

The petitioner seeks closure of Chicken shop run by the 5th respondent herein in Kunnamparai, Pullani Vilai, Nattalam Village, Kanjiracode Post, Vilavancode Taluk, Kanyakumari District.

2.It is admitted that the 5th respondent is not having license to run the Chicken shop as on date. Therefore, the 4th respondent has to necessarily take action to close the same. It is open to the 5th respondent to run the Chicken shop after he obtains licence from the concerned authorities. Till he gets such a licence, the 5th respondent is not entitled to run the Chicken shop. The 4th respondent is directed to take steps forthwith to prevent the unlicensed Chicken shop from being run by the 5th respondent.

3.This writ petition is disposed of with the above observation. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar

/True Copy/

Sub Assistant Registrar

To:

- 1.The District Collector,
Kanyakumari at Nagercoil,
Kanyakumari District.
- 2.The Deputy Director of Health Services,
Kanyakumari at Nagercoil,
Kanyakumari District.
- 3.The Assistant Director of Town Panchayat,
Nagercoil,
Kanyakumari District.
- 4.The Executive Officer,
Unnamalaikadai Town Panchayat,
Nattalam Village,
Kanyakumari District.

+1cc to Mr.S.Karthick Subramanian Advocate in SR. No.70033

+1cc to Mr.R.J.Karthick Advocate in SR. No.70139

+1cc to THE SPECIAL GOVERNMENT PLEADER in SR. No. 70633

mm/sss

JS/MR.KKR/SAR.3/14.09.2017/2p-8c

ORDER MADE IN

W.P(MD)No.11076 of 2017

and

W.M.P. (MD) No.8499 of 2017

03.08.2017