



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.07.2017

CORAM:

WEB COPY

**THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN
AND
THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN**

W.P.[MD].No.11355 of 2017
and
W.M.P. (MD)No.8739 of 2017

K.S.Abdul Ali Jamal : Petitioner

Vs.

1. The District Collector,
Madurai District.
2. The Commissioner,
Madurai Corporation,
Madurai District.
3. The Managing Director,
Tamil Nadu State Transport Corporation,
Byepass Road, Madurai District.
4. The General Manager,
Tamil Nadu State Transport Corporation,
Byepass Road, Madurai District.

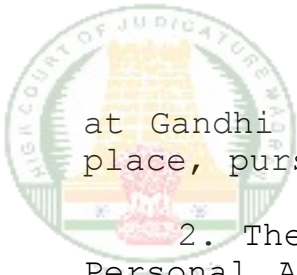
: Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents to re-locate bus stop and the passenger waiting shed of the Gandhi Pottal Bus stop at Kamarajar Salai, Madurai to any nearby area, based on the petitioner's representation dated 13.04.2017.

For Petitioner : Mr.S.A.Ajmal Khan
For Respondent No.1 : Mr.T.S.Mohammed Mohideen,
Additional Government Pleader
For Respondent No.2 : Mr.R.Murali,
For Mr.R.Prabu Ramachandran
For Respondents 3&4 : Mr.A.Jeyaram

O R D E R

[Order of the Court was made by K.K.SASIDHARAN, J.]



at Gandhi Pottal Bus stop at Kamarajar Salai, Madurai to any other place, pursuant to his representation dated 13 April, 2017.

2. The District Collector directed the Committee comprising the Personal Assistant (Legal), Office of District Collector, Madurai, Assistant Commissioner (Traffic), Regional Transport Officer (Central), Deputy Manager (Commercial), Tamil Nadu State Transport Corporation, Madurai and Thiru.S.Jeganathan, Assistant Engineer, National Highways, to inspect the location in question. The joint inspection Committee report dated 20 July, 2017, indicates that it would not be possible to shift the bus stop from the present location. The District Collector, pursuant to the said report, submitted a counter indicating that it would not be possible to re-locate the bus stop.

3. The question of locating or re-locating the bus stop is essentially a matter to be decided by the authorities. It would not be possible for the Court to analyze the materials produced by the authorities for the purpose of taking a different view. Therefore, we do not find any reason to issue a Mandamus as prayed for by the petitioner.

4. In the upshot, we dismiss the Writ Petition. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (AD-II)

/True Copy/

Sub Assistant Registrar

To

The District Collector,
Madurai District.

+ 1 CC TO Mr.R.PRABHU RAMACHANDRAN, ADVOCATE IN SR No. 68460
+ 1 CC TO Mr.A.JEYARAM, ADVOCATE IN SR No. 68784
+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR No. 68977

SML

TE/KK/SAR-I : 08/08/2017 : 2P/5C

Order made in
W.P.[MD].No.11355 of 2017 and
W.M.P.(MD)No.8739 of 2017
Dated: 27.07.2017