



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.08.2017

CORAM :

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

W.P(MD)Nos.14344 to 14346 of 2017

and

W.M.P(MD)Nos.11235 to 11237 of 2017

C.Murugan ... Petitioner in W.P(MD)No.14344/17
C.Selvam ... Petitioner in W.P(MD)No.14345/17
S.Karthik ... Petitioner in W.P(MD)No.14346/17

Vs.

1.The District Collector,
Madurai District,
Madurai.

2.The Managing Director,
TASMAC Ltd.,
Chennai.

3.The District Manager,
TASMAC Ltd.,
Madurai South,
Madurai District. ... Respondents in all the three petitions

PRAYER: Writ Petitions have filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, forbearing the respondents to interfere the Bar attached to the Shop Nos.5316, 5556 and 5314 at Thirupparankundram, Madurai District, in the guise of agitation made by the public.

For Petitioners : Mr.P.Arun Jayatram
(In all petitions)

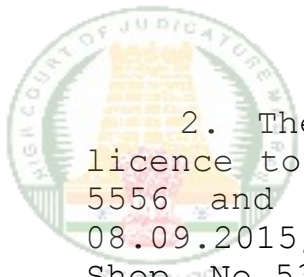
For Respondents : Mr.J.Gunaseelan Muthiah,
(In all petitions Government Advocate for R.1

Mr.M.Muniasamy for R.2 and R.3

* * * * *

COMMON ORDER

These writ petitions have been filed seeking for a Writ of Mandamus, to forbear the respondents, from interfering with the Bar attached to their Shops bearing No.5316, 5556 and 5314 at Thirupparankundram, Madurai District.



2. The case of the petitioners is that they were granted licence to the Bars attached to the TASMAC Shops bearing No.5316, 5556 and 5314, by proceedings of the third respondent dated 08.09.2015, 31.08.2015 and 04.09.2015 respectively. Thereafter, Shop No.5316 was shifted to some other place, based on the direction given by the Hon'ble Apex Court in Civil Appeal Nos.12164 to 12166 of 2016, dated 15.12.2016. The other two shops, viz., Shop Nos.5556 and 5314, were already running in the places, as directed by the Hon'ble Apex Court and all the three shops were running as per the conditions stipulated under Rule 8 of the Tamil Nadu Liquor Retail Vending (in Shops and Bars) Rules 2003. While so, the grievance of the petitioners is that due to the agitation of public, the third respondent orally instructed that the said shops will be closed shortly. Aggrieved by the same, the petitioners are before this Court.

3. Heard the learned counsel appearing on all sides.

4. After some arguments, the learned Counsel for the petitioners submitted that the petitioners are inclined to go before the authority concerned seeking the aforesaid prayer, for which, they are also inclined to submit proper representation.

5. Such being the case, these writ petitions are disposed of, with liberty to the petitioners to approach the authority concerned, by way of proper representation. No costs. Consequently, connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar(CS-II)

/Truecopy/

Sub Assistant Registrar

To

The District Collector,
Madurai District, Madurai.

+1cc to Special Government Pleader, SR.Nos.70154,70155&70156

gk

MAS/JC/SAR3:16.08.2017:2P-3C

W.P(MD)Nos.14344 to 14346 of 2017
and

W.M.P(MD)Nos.11235 to 11237 of 2017
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