



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.09.2017

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN
and
THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No. 17348 of 2017

and

W.M.P (MD) .No.13883 of 2017

M.Karthik

.. Petitioner

Vs.

1. The District Collector,
Trichy District.

2. The District Manager,
TASMAC,
Trichy District.

3. The Executive Officer,
Paithamparai Panchayat,
Musiry Taluk, Trichy District.

.. Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents to shift the TASMAC shop No.10544 from Paythamparai village, Musiri Taluk, Trichy District to any other place.

For petitioner	: Mr.K.P.Narayanakumar
For R1	: Mr.T.S.Mohamed Mohideen Additional Government Pleader
For R2	: Mr.B.Jameel Arasu
For R3	: Mr.Murugan

O R D E R

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

The petitioner seeks shifting of TASMAC Liquor shop No.10544 from Paythamparai Village, Musiri Taluk, Trichy District to any other place.

2. When the writ petition was taken up for hearing, it was fairly admitted by the learned standing counsel for TASMAC that there is no building plan approval for the premises which is housing



the TASMAL Shop in question. We have consistently held that if there is no building plan approval, it cannot house the TASMAL Liquor outlet also. Therefore this writ petition stands **allowed**. The first respondent is directed to close down shop forthwith.

3. This writ petition stands disposed of accordingly. No costs. Consequently, connected Miscellaneous petition is closed.

Sd/-

Assistant Registrar(T&P)

/True Copy/

Sub Assistant Registrar

To:

The District Collector,
Trichy District.

+ 1 CC TO Mr.K.P.NARAYANAKUMAR, ADVOCATE IN SR No. 79468
+ 1 CC TO Mr.B.JAMEEL ARASU, ADVOCATE IN SR No. 79827
+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR No. 79737

RMK/PJL

TE/MR-KKR/SAR-I : 05/10/2017 : 2P/5C

ORDER MADE IN
W.P.(MD)No. 17348 of 2017 and
W.M.P(MD).No.13883 of 2017
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