

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.02.2018

CORAM

The HON'BLE MS.INDIRA BANERJEE, CHIEF JUSTICE

AND

The HON'BLE MR.JUSTICE ABDUL QUDDHOSE

W.P.No.2461 of 2018

V.Sundaramurthy

.. Petitioner

vs.

1.The Collector,
Villupuram District.

2.The Managing Director.
Tamil Nadu State Marketing Corporation Ltd.,
CMDA Tower II, 4th floor,
Gandhi Irwin Bridge Road,
Egmore, Chennai-600 008.

3.The District Manager,
Tamil Nadu State Marketing Corporation Ltd.,
No.591, Chennai Trunk Road,
Ware House Corporation Complex,
Villupuram-605 602.

4.The Assistant Commissioner (Excise),
Office of the District Collector Campus,
Villupuram-605 602.

.. Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the respondents to dispose of the petitioner's representation dated 27.11.2017.

For Petitioner : Mr.S.Ilamvaludhi

For Respondents : Mr.E.Manoharan,
Additional Government Pleader
for R1
Mr.B.Neduncheziyan
for R2 to R4

ORDER

(Order of the Court was made by the Hon'ble Chief Justice)

This writ petition has been filed by the petitioner under Article 226 of the Constitution of India by way of public interest litigation for removal of a TASMACH shop, which

according to the petitioner is situate within prohibited distance from a State Highway. The petitioner wants a direction on the respondents authority to dispose of his representation dated 27.11.2017.

2. After hearing the respective parties, the writ petition is disposed of by directing the third respondent to consider the representation made by the petitioner dated 27.11.2017 for removal of the TASMAL shop in accordance with Tamil Nadu Liquor Retail Vending (In Shops and Bars) Rules, 2003 read with the judgment of the Hon'ble Supreme Court in State of Tamil Nadu v. V.K.Balu [2017 (1) KHC 26 (SC)] and subsequent judgments. No costs.

Sd/-
Assistant Registrar (CS V)

//True copy//

Sub Assistant Registrar

jvm

To:

- 1.The Collector,
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+1cc to Mr.S.Ivamvaludhi, Advocate SR.No.8778
+1cc to Government Pleader SR.No.8604

W.P.No.2461 of 2018

GJ(CO)
GN(01/03/2018)