

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.08.2018

CORAM

THE HONOURABLE MR. JUSTICE K.KALYANASUNDARAM

WP.No.19591 of 2018

J.Bhuvaneshwari

...Petitioner

Vs.

1. The Commissioner,
Corporation of Chennai,
Ribbon Buildings,
Chennai 600 003.

2. The Chairperson/
Zonal Executive Engineer (Zone-5)
(The Township Vending Committee),
Corporation of Chennai,
Basin Bridge Road,
Chennai 600 021.

...Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus to direct the respondents to consider the petitioner's representation dated 24.07.2018 as per the provisions of the Street Vendors (Protection of Livelihood Regulation) Act, 2014 made for granting permission / Certificate of Vending and till such time not to disturb with the running of the petitioner's bunk shop Egmore Railway Station North Side, Whannels Road, Egmore, Chennai 600 008, wherein selling tea, coffee, snacks and other food items therein.

For Petitioner : Mr.R.Kamaraj
For Respondents : Mr.V.C.Selvasekaran

ORDER

Mr.V.C.Selvasekaran, learned Standing Counsel takes notice on behalf of the respondents. By consent of the learned counsel appearing for the parties, the writ petition is taken up for final hearing.

2. The prayer in the writ petition is for issuance of a writ of mandamus to direct the respondents to consider the representation of the petitioner dated 24.07.2018, as per the provisions of the Street Vendors (Protection of Livelihood Regulation) Act, 2014.

3. According to the petitioner, she is a graduate and running a bunk shop at Egmore Railway Station North Side, Whannels Road, Egmore, Chennai for the past one year and there is no disturbance to the general public for the free flow of traffic. The petitioner would further state that she applied for licence by submitting a representation on 24.07.2018, but so far, no order has been passed.

4. The learned counsel for the petitioner submitted that it would suffice, if a direction is issued to the respondents to consider the representation of the petitioner.

5. The learned Standing Counsel submitted that the petitioner is not running a bunk shop in that place, however, the second respondent is ready to consider the representation of the petitioner in accordance with law.

6. In the light of the above submissions and also considering the nature of prayer sought for in the writ petition, this Court, without going into the merits of the case, directs the second respondent to consider the representation of the petitioner and pass appropriate orders, within a period of four weeks from the date of receipt of a copy of this order, after providing an opportunity of hearing to the necessary parties.

7. With the above direction, the writ petition is disposed of. No costs.

सत्यमेव जयते Sd/-

Assistant Registrar (CS-IX)

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Sub Assistant Registrar

pvs

To

1. The Commissioner,
Corporation of Chennai,
Ribbon Buildings,
Chennai 600 003.

2. The Chairperson/
Zonal Executive Engineer (Zone-5)
(The Township Vending Committee),
Corporation of Chennai,
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+1cc to Mr.R.KAMARAJ, Advocate, S.R.No. 52629

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SS(CO)
TR(24/08/2018)



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