

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****Dated : 11.04.2018****CORAM :**

THE HONOURABLE MR.JUSTICE C.T.SELVAM
And
THE HONOURABLE MR.JUSTICE A.M.BASHEER AHAMED

W.P(MD)No.7832 of 2018
and W.M.P. (M)No.7419 of 2018

A.Ranjith Kumar

... Petitioner

vs.

1. The District Collector,
Theni District, Theni.

2. The District Manager,
TASMAC, Theni District, Theni.

3. The Assistant Commissioner (Prohibition and Excise),
District Collector's Office,
Theni District, Theni.

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus, forbearing the respondents herein from in anyway allowing to establish the TASMAC shop at Theni Kumili main road, in between Indian Overseas Bank and Crescent Theatre lane at Cumbum, Theni District on the basis of the representation of the petitioner dated 01.02.2018.

For Petitioner : Mr.M.Dinesh

For Respondents : Mr.R.Sethuraman, AGP
for R1 and R2
Mr.B.Jamalarasu for R3

ORDER**(Order of the Court was made by C.T.SELVAM, J.)**

By consent, Writ Petition itself, is taken up for final disposal.

2. Mr.R.Sethuraman, Learned Additional Government Pleader takes notice for respondents 1 and 2 and Mr.B.Jamalarasu, learned standing counsel entered appearance for R3.



3.This Writ Petitioner seeks issuance of a Writ of Mandamus, forbearing respondents from in anyway allowing to establish TASMAC shop at Theni Kumili main road, in between Indian Overseas Bank and Crescent Theatre lane at Cumbum, Theni District on the basis of his representation dated 01.02.2018.

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4.Recording the submission of Mr.R.Sethuraman, learned Additional Government Pleader appearing for R1 & R2 and Mr.B.Jamellarasu, learned standing counsel for R3, who inform orally that as on date, there is no proposal to put up a TASMAC shop at the place, where petitioner apprehends that the same may be put up, this petition shall stand dismissed, leaving it open to the petitioner to approach this Court when need arises. Of course, at such stage, this Court would deal with the matter solely on merits. No costs. Consequently, connected W.M.P.is closed.

Sd/-

Assistant Registrar(AE)

/True Copy/

Sub Assistant Registrar

To

- 1.The District Collector,
Theni District, Theni.
- 2.The District Manager,
TASMAC, Theni District, Theni.
- 3.The Assistant Commissioner (Prohibition and Excise),
District Collector's Office,
Theni District, Theni.

- + 1 cc TO M/S.Veera Associates , Advocate in SR No. 60893
- + 1 cc TO Mr.B.Jameel Arasu , Advocate in SR No. 60872
- + 1 cc TO The Special Government Pleader in SR No. 61061

MPK/NBJ

AE/KKR/SAR2/16.05.2018/2P/7C

**Order made in
W.P (MD) No.7832 of 2018
11.04.2018**