

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.07.2019

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No. 30631 of 2013

and

M.P.Nos. 1 & 2 of 2013

S.Chandrasekaran

...Petitioner

Vs

1.The District Collector,
Thiruvallur District,
Thiruvallur.

2.The District Manager,
TASMAC, Thiruvallur East,
IMFS Depot, Thirumazhisai,
Thiruvallur District.

3.The Senior Regional Manager,
TASMAC,
No.735, Anna Salai, 4th Floor,
Chennai - 600 002.

4.The Managing Director,
TASMAC, CMDA Tower,
Egmore, Chennai - 600 008.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a writ of Certiorari to call for records of the second respondent's proceedings in Na.Ka.No.A4/032/2013 dated 12.10.2013 and quash the same and pass orders.

For Petitioner : Mr.E.Vijay Anand

For Respondent 1 : Mr.A.Zakir Hussain, GA

For Respondents 2 to 4: Mr.K.Sathish Kumar, SC

O R D E R

The order impugned in the present Writ Petition is a decision taken by the respondents to shift the bar attached to the TASMAC Shop No.8845. The ground raised by the petitioner is that prior to the decision, no show cause notice was issued by

the respondents to the petitioner calling for their objections. A perusal of the impugned order also does not reveal that the petitioner's objections were considered. As such, the order itself would be in violation of the principles of natural justice.

2. In the light of the above observation, the impugned order dated 12.10.2013, in Na.Ka.No.A4/032/2013, is set aside. If the respondents are of the view that the bar attached to the shop No.8845 is required to be shifted, it is open to them to do so, after calling for objections of the petitioner and on consideration of the same.

3. With such a liberty, the Writ Petition stands closed. No costs. Consequently, connected Miscellaneous Petitions are closed.

s/d-
Assistant Registrar(CS V)

True Copy

Sub-Assistant Registrar

To

1.The District Collector,
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Thiruvallur.

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+1 CC to Govt. Pleader sr 60684.

+1 CC to Mr.K.Sathish Kumar, Advocate sr 60115.

W.P.No. 30631 of 2013
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NRJK(CO)
SP(12/09/2019)