

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.03.2019

CORAM

THE HON'BLE MR. JUSTICE D. KRISHNAKUMAR

W.P.No.8885 of 2019

and

WMP.No.9442 of 2019

B.Sandhiya

... Petitioner

Vs.

1. The Commissioner,
Corporation of Chennai,
Rippon Building,
Chennai - 600 003.

2. The Chairperson/Zonal
Executive Engineer Zone,
Zone No.9,
(The Town Vending Committee),
Corporation of Chennai,
Chennai - 600 034.

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents to consider and pass orders on the petitioner's representation dated 19.03.2019, as per the provisions at 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 at SGS Shaba, Backside Compound, Paul Appasamy Street, T. Nagar, Chennai - 600 017 wherein selling Tea, Coffee, Juice, Cool drinks and chat and food Tiffin items by using LPG Gas Stove.

For Petitioner : Mr.R.Gopinath

For R1 : Mrs.Karthika Ashok

For R2 : Mr.Saravanan

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O R D E R

The petitioner has filed the Writ Petition praying to issue a Writ of Mandamus, directing the respondents to consider and

pass orders on the petitioner's representation dated 19.03.2019, as per the provisions at 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 at SGS Shaba, Backside Compound, Paul Appasamy Street, T. Nagar, Chennai - 600 017 wherein selling Tea, Coffee, Juice, Cool drinks and chat and food Tiffin items by using LPG Gas Stove.

2.By consent of both the parties, the writ petition is taken up for final disposal at the admission stage itself.

3.According to the learned counsel for the petitioner, the petitioner made the representation on 19.03.2019 and approaching this Court by way of this writ petition seeking for the aforesaid relief.

4.The learned Senior counsel appearing for the respondents submitted that the petitioner has rushed to this Court immediately without waiting for the further process, even the petitioner's representation dated 19.03.2019 has not received by the office of the respondent. Therefore, the writ petition is not maintainable.

5.Recording the objection of the learned counsel for the respondent, this Court is not inclined to give direction to the respondents to consider and pass orders on the petitioner's representation dated 19.03.2019, within the time frame. Taking note of the said facts of the case, the respondents' committee is directed to consider the petitioner's representation as expeditiously as possible.

6.With the above observations, this Writ Petition stands disposed of. However, there shall be no order as to costs. Consequently, the connected Miscellaneous Petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

1. The Commissioner,
Corporation of Chennai,
Rippon Building,
Chennai - 600 003.

2.The Chairperson/Zonal
Executive Engineer Zone,
Zone No.9,
(The Town Vending Committee),
Corporation of Chennai,
Chennai - 600 034.

+1 cc to Mrs.Karthika Ashok, Advocate, S.R.No.28360

WP. No.8885 of 2019

SR(CO)
SSM(20/05/2019)



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