

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 4.2.2019

CORAM:

THE HON'BLE MR.JUSTICE S.MANIKUMAR
AND
THE HON'BLE MR.JUSTICE SUBRAMONIUM PRASAD

W.P.No.31864 of 2018

R.Arunprakash

... Petitioner

Vs.

1.The District Collector
Villupuram District
Villupuram - 605 602

2.The Managing Director
Tamil Nadu State Marketing Corporation Ltd
4th Floor, Thalamuthu Nadarasan Maligai
Egmore, Chennai - 8

3.The Senior Regional Manager
Tamil Nadu State Marketing Corporation Ltd
District Collector Office
Old Building First Floor
Tiruchirapalli - 620 001

4.The District Manager
Tamil Nadu State Marketing Corporation Ltd
59A, Compartment No.II
Chennai Trunk Road
Villupuram - 605 602

... Respondents

Writ Petition filed under Article 226 of the Constitution of India for a writ of mandamus directing the respondents to close TASMACH Shop Nos.11425, 11618, 11477 and 11423 in Gingee, Villupuram District.

For Petitioner : Mr.A.Siva Kumar

For Respondent : Mr.E.Manokaran, AGP for R1
Mr.K.Sathishkumar for R2 to R4

ORDER
(delivered by S.MANIKUMAR, J)

Instant writ petition is for a writ of mandamus directing the respondents to close TASMAC Shop Nos.11425, 11618, 11477 and 11423 in Gingee, Villupuram District.

2. On instructions, Mr.K.Sathishkumar, learned counsel for TASMAC, submitted that in the light of the decision of the Hon'ble Supreme Court in State of Tamil Nadu v. K.Balu and Another reported in (2017) 2 SCC 281 that shops should not be located within 220 meters from the outer edge of the National or State Highway or of a service lane along the Highway, the above said shops have been closed. Submission is placed on record. Prayer sought for has become infructuous.

3. Accordingly, the writ petition is dismissed as infructuous. However, there shall be no order as to cost.

Sd/-
Assistant Registrar

//True copy//

Sub Assistant Registrar

asr

To

1.The District Collector
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+1cc to Mr.K.Sathishkumar, Advocate SR.No.9492

+1cc to Government Pleader, High Court, Madras SR.No.9454

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GMV (05/03/2019)



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