



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.03.2019

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN

W.P. (MD) No. 9104 of 2018

and

W.M.P. (MD) Nos. 8490 and 8491 of 2018

A.T. Gurusamy

... Petitioner

Vs.

1. The Assistant Director of Town Panchayat,
Ramanathapuram District.

2. The Executive Officer,
Kamuthi Special Grade Town Panchayat,
Kamuthi,
Ramanathapuram District.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorari and Mandamus, to call for the proceedings relating to auction notice in Na.Ka.No.96-1/2018, dated 27.03.2018 on the file of the respondent No.2, herein for conducting the auction on 04.05.2018 or on any other subsequent date and quash the same in so far as the Godown Shop Nos.6 and 7, Weekly Market, Kamuthi is concerned and consequently, direct the respondents to extend the lease in favour of the petitioner pertaining to Godown Shop Nos.6 and 7, Weekly Market, Kamuthi, Ramanathapuram District for a further period.

For Petitioner

:Mr.Y.Prakash

For Respondent

:Mr.M.Rajarajan
Government Advocate

ORDER

The petitioner is in occupation of Shop Nos.6 and 7 in the Weekly Market Kamuthi. He is presently paying a sum of Rs.740/- per month as monthly rent.

2. In the impugned auction, the highest bidder has offered to pay a sum of Rs.8,100/- per shop. This Court posed a question to



the learned counsel appearing for the petitioner that if the petitioner is willing to match the offer. The petitioner's counsel stated that the writ petitioner is not in a position to match the offer made by the highest bidder. Hence, the writ petition stands dismissed. The petitioner is given eight weeks to vacate the petition mentioned shops from today. The undertaking given by the petitioner through his counsel is placed on record. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (CS II)

// True Copy //

Sub Assistant Registrar(CS)

To

- 1.The Assistant Director of Town Panchayat,
Ramanathapuram District.
- 2.The Executive Officer,
Kamuthi Special Grade Town Panchayat,
Kamuthi,
Ramanathapuram District.

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KK/SAR/06.06.2019/2P-3C