



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **19.09.2019**

CORAM:

THE HONOURABLE Mr.JUSTICE T.S.SIVAGNANAM

AND

THE HONOURABLE Mrs.JUSTICE R.THARANI

W.P. (MD).No.20149 of 2019

and

W.M.P. (MD).No.16692 of 2019

P.Tamilmani

... Petitioner

Vs.

1.The Regional Manager,
TASMAC,
District Collector Office,
Old Building - 1st Floor,
DRO Chamber,
Tiruchi- PIN-620 001.

2.The District Collector,
Thanjavur District,
Thanjavur.

3.The District Manager,
TASMAC
50/57, TANSIDCO Complex,
Najikottai Road,
Thanjavur-PIN-613 006

... Respondents

PRAYER: This petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, to direct the 1st to 3rd respondents to consider the petitioner's representation dated 14.09.2019 and further direct the 1st and 3rd respondents to not open any liquor shop and Bar near at A.Y.A., Nadar Street (Opposite to Kallupattarai), Thanjavur which is against the rules.

For Petitioner	: Mr.V.Rajiv Rufus
For R1 and R3	: Mr.H.Arumugam
For R2	: Mr.A.K.Baskara Pandian
	Special Government Pleader

O R D E R

(Order of this Court was made by **T.S.SIVAGNANAM, J**)

Heard Mr.V.Rajiv Rufus, learned counsel appearing for the
petitioner and Mr.H.Arumugam, learned counsel appearing for the
<https://hservices.ecourts.gov.in/hservices/>



first and third respondents and Mr.A.K.Baskara Pandian, learned Special Government Pleader appearing for the second respondent.

2.By consent on either side, this writ petition is taken up for disposal.

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3.The petitioner by this Writ Petition seeks for a direction upon the respondent Nos.1 to 3 to consider his representation and to forbear the third respondent/TASMAC not to locate the liquor shop in the place, which is proposed to be located.

4.According to the petitioner, there is a clear violation of the distance rule and this has been pointed out by his representation.

5.Since we are disposing of this writ petition at the admission stage itself, we refrain from expressing any positive opinion on the averments set out in the affidavit filed in support of this writ petition. Nevertheless, the District Collector, Thanjavur District, should ensure that the location of retail vending shop of TASMAC should not be in violation of the rules, which govern the location.

6.Therefore, we direct the second respondent to consider the petitioner's representation dated 14.09.2018, before any permission is granted to locate the shop.

7.With the above direction, this Writ Petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar ()

// True Copy //

Sub Assistant Registrar(CS)

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To

1.The Regional Manager,
TASMAC,
District Collector Office,
Old Building - 1st Floor,
DRO Chamber,
Tiruchi- PIN-620 001.



2.The District Collector,
Thanjavur District,
Thanjavur.

3.The District Manager,
TASMAC
50/57, TANSIDCO Complex,
Najikottai Road,
Thanjavur-PIN-613 006

+1 CC to M/s.V.RAJIV RUFUS, Advocate (SR-87795[F] dated
19/09/2019)

+1 CC to M/s.SPL GP (SR-88404[F] dated 20/09/2019)

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and
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