

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.02.2020

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 4013 of 2020

C.Alamelu

... Petitioner

Vs.

1. The State Commissioner for
Differently able
Office of the State Commissioner
for Differently abled
No.15/1, Model School Road
Thousand Lights
Chennai - 600 006.

2. The Commissioner
Corporation of Chennai
Rippon Buildings
Chennai - 600 003.

... Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, forbearing the Respondents from evicting the Petitioner bunk shop at Corns Smith Lane, Perambur Barracks Road, Pattalam, Chennai - 600 112, (near Kamarajar Indira Gandhi Statue) and further direct the Second Respondent to grant license to the Petitioner bunk shop based on the Petitioner's representation dated 30.01.2010.

For Petitioner :Mr. N.Ananda Babu Rao

For Respondents:Mrs. A.B.Reehana Begum

Government Advocate (For R1)

Mrs. Karthika Ashok (For R2)

O R D E R

Mrs. A.B.Reehana Begum, Learned Government Advocate takes notice for the First Respondent and Mrs. Karthika Ashok, Learned Standing Counsel takes notice for the Second Respondent.

2. It is pointed out by the Learned Standing Counsel appearing for the Second Respondent that for putting up any bunk shop in the public roads in Chennai City under the provisions of the

Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014, application has to be made to the concerned authority, but no such application has been made by the Petitioner to him and he is also not been made as party to this Writ Petition. In view of the same, Learned Counsel for the Petitioner seeks permission of this Court to withdraw the Writ Petition with liberty to resort to the aforesaid procedure and work out his remedy for the necessary relief before the proper forum in the manner recognized by law and he has made an endorsement to that effect, which is recorded.

3. Accordingly, the Writ Petition is dismissed as withdrawn granting such liberty. No costs.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

1. The State Commissioner for
Differently able
Office of the State Commissioner
for Differently abled
No.15/1, Model School Road
Thousand Lights, Chennai - 600 006.

2. The Commissioner
Corporation of Chennai
Rippon Buildings
Chennai - 600 003.

+1cc to Mr.N.Ananda Babu Rao, Advocate, Sr.No.13942
+1cc to Mr.Karthikaa Ashok, Advocate, Sr.No.14595

W.P. No. 4013 of 2020

MP(CO)
GS(05/06/2020)