

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.08.2020

CORAM

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.Nos.5186 of 2017 & 10083 of 2013
and
W.M.P.Nos.5472 to 5474 of 2017
& M.P.No.1 of 2013

R.Karunamoorthy .. Petitioner in
both the petitions

-Vs-

1.The Excise Commissioner,
Excise Department, Pondicherry.

2.The Commissioner,
Outgaret Commune Panchayat
Pondicherry.

3.R.Govindan .. Respondents in
both the petitions

4.The Deputy Commissioner (Excise),
Excise Department,
Pondicherry.

.. Respondent in
WP.No.10083 of 2013

(R4-Impleaded as per order dated 27.10.2014
in MP.1 of 2014 in WP.No.10083 of 2013)

Prayer in W.P.No.5186 of 2017: Writ Petition filed under Article 226 of Constitution of India, praying to issue a writ of Certiorarified Mandamus calling for the records pertaining to the order dated 23.08.2016 made in No.3251/DCE/S2/FL.2/2003-04/Vol. II of the 1st respondent and quash the same and consequently forbear the 1st respondent from renewing the FL2 license for the period of 2017-18 in respect of Balaji Wines, Door No.1-4, Kamaraj Salai, Pondicherry, license No.34/FL2/2001-2002 in favour of 3rd respondent and consequently direct the 1st respondent to include the name of the petitioner in the above said licence.

Prayer in W.P.No.10083 of 2013: Writ Petition filed under Article 226 of Constitution of India, praying to issue a writ of Declaration declaring the license No. 34/FI-2/2001-2002 granted to the 3rd respondent in the name of Balaji wines by the 2nd respondent as illegal arbitrary and abuse of power and to be cancelled.

For Petitioner : Mr.M.Rajasekhar
(in both the petitions)

For Respondent : Mr.J.Kumaran, AGP (P)
for RR1 and RR2

: M/s.Fox Mandal Associates
for R3
(in both the petitions)

O R D E R

The learned counsel for the petitioner has addressed an E-mail to the Registry seeking permission of this Court to withdraw the Writ Petitions. Hence, the matter has been listed today through Video Conferencing.

2. Recording the E-mail addressed by the petitioner to the Registry, the Writ Petitions are dismissed as withdrawn. Consequently, connected Miscellaneous Petitions are closed. No costs.

Sd/-
Assistant Registrar (CCC)

//True copy//

Sub Assistant Registrar

DP

To

1.The Excise Commissioner,
Excise Department, Pondicherry.

2.The Commissioner,
Outgaret Commune Panchayat
Pondicherry.

3.The Deputy Commissioner (Excise),
Excise Department,
Pondicherry.

+2ccs to Mr.M/s.Fox Mandal Associates, Advocate SR.No.27565 &
27564

W.P.Nos.5186 of 2017 & 10083 of 2013
and
WMP.Nos.5472 to 5474 of 2017
& MP.No.1 of 2013

SPD (CO)
GMY (23/09/2020)