



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.03.2020

WEB COPY

CORAM:

THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN

Writ Petition (MD).No.27257 of 2019

P.Pandiyaraj

... Petitioner

Vs.

1. The Executive Engineer,
Public Works Department,
Water Resources Department,
Rajapalayam, Virudhunagar District.
2. The Assistant Executive Engineer,
Public Works Department,
Water Resources Department,
Srivilliputhur, Virudhunagar District.
3. The Junior Engineer,
Public Works Department,
Water Resources Department,
Srivilliputhur, Virudhunagar District. ... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents to extend the benefits/concessions given to the bidder of fish farming in **Na.Ka.No.கோ/6/2019.உ.செ.பொ.(இராஜை)**, Dated 13.02.2019 to the petitioner also, being the accepted bidder of Farm Fishing for Vagaikulam Tank of Vagaikulam Revenue Village, Srivilliputhur Taluk in Na.Ka.Letter No.கோ/6/2018/உ.பொ.1(ஸ்ரீவி), on the file of third respondent and extent bid period till 30.06.2021 to him.

For Petitioner : Mr.M.Pitchai Muthu

For Respondents : Mrs.J.Padmavathi Devi
Special Government Pleader

O R D E R



this Court by filing this writ petition in the nature of a Mandamus seeking a direction to extend the benefits/concessions given to the bidder of fish farming in **Na.Ka.No.கோ/6/2019.உ.செ.பொ.(இராஜை)**, dated 13.02.2019 to the petitioner also, being the accepted bidder of Farm Fishing for Vagaikulam Tank of Vagaikulam Revenue Village, Srivilliputhur Taluk.

2. The petitioner, in his affidavit, has stated that he had been granted fish farming of Vagaikulam Tank, having participated in a tender on 28.12.2018. He had complied with the necessary conditions including payment of a sum of Rs.1,29,870/-, being the highest amount bid for fishing rights. It is stated that the respondents have directed him to vacate the Vagaikulam Tank, since the period of auction is over. He had given a representation on 28.11.2019.

3. The learned counsel for the petitioner states that the third respondent should pass orders on the representation of the petitioner.

4. The learned Special Government Pleader, who had taken notice on behalf of the respondents, submitted that the respondents are in the process of issuing fresh tenders and had stated that this is the appropriate time in which the tender should be floated, opened and awarded, since the Vagaikulam Tank is full of water and fishery rights will have to be necessarily auctioned.

5. In view of the above fact, the third respondent may pass orders on the representation, dated 28.11.2019, given by the petitioner on or before 06.03.2020. The respondents may thereafter, proceed with the process of auctioning the fishing rights in the manner known to law. A copy of the order passed by the respondents may be served on the petitioner.

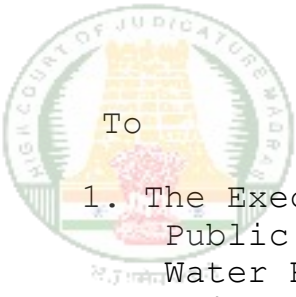
6. This order is passed in the presence of the learned counsel for the petitioner. Therefore, the learned counsel for the petitioner may also instruct the petitioner to be personally present in the office of the third respondent viz., the Junior Engineer, Public Works Department, Water Resources Department, Srivilliputhur, Virdhunagar District, on 05.03.2020 between 11.00 a.m. and 12.00 noon and the respondents may enquire into the grievance of the petitioner and pass orders on 06.03.2020.

7. The writ petition is disposed of accordingly. No costs.

Sd/-

Assistant Registrar (CO)

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To

1. The Executive Engineer,
Public Works Department,
Water Resources Department,
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Virudhunagar District.
2. The Assistant Executive Engineer,
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Srivilliputhur,
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