



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.09.2021

CORAM:

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P.NO.19238 OF 2021

AND

WMP.NOS.20544, 20547 OF 2021

P.Elumalai,  
Having shop at  
No:1057, 16<sup>th</sup> Central Cross Street,  
Mahakavi Bharathi Nagar,  
Chennai - 600 039

.. Petitioner

..Vs..

1. The Corporation of Chennai,  
Rep. by its Commissioner,  
Rippon Buildings,  
Poonamallee High Road,  
Chennai - 600 003.
2. The Executive Engineer - 1,  
Zone - 4,  
206, Tiruvottiyur Highways,  
Greater Chennai Corporation,  
Chennai.
3. Mr. Sirjudeen,  
No.17, TVK 2<sup>nd</sup> Link Road,  
Tiruvalluvar Nagar,  
Kodungaiyur,  
Chennai - 118.

.. Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, for issuance of a Writ of Mandamus calling upon the entire records in pursuant to the proceedings in Ma.Na.Ka.No.436/2021 dated 21.06.2021 passed by 2<sup>nd</sup> respondent and quash the same as illegal, arbitrary and unjust in Law and consequently direct the respondents to consider the petitioner's representation dated 31.08.2021 and remove the bunk shop run by the 3<sup>rd</sup> respondent herein.

For Petitioner : Mr.M.Manimaran

For Respondents: M/s.P.T.Ramadevi

Standing counsel for respondents



O R D E R

This Writ petition has been filed challenging the proceedings of the 2<sup>nd</sup> respondent dated 21.06.2021, wherein, the petitioner is questioning the permission granted by the 2<sup>nd</sup> respondent to the 3<sup>rd</sup> respondent to locate his bunk shop next to the TASMAC shop.

2. Heard Mr.M.Manimaran, learned counsel for the petitioner and Ms.P.T.Ramadevi, learned standing counsel appearing on behalf of respondents 1 and 2.

3. In the considered view of this Court, the petitioner does not have any legal right to question the permission granted by the 2<sup>nd</sup> respondent. This case has arisen more out of business rivalry and the petitioner apprehends that if the Petty shop is located next to the TASMAC shop, his business will be affected. These are not cases, where the extraordinary writ jurisdiction can be invoked.

4. In the result, this writ petition is dismissed. No costs. Consequently connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS IX)

//True Copy//

Sub Assistant Registrar

RAP/RR

To

1. The Commissioner  
The Corporation of Chennai,  
Rippon Buildings, Poonamallee High Road,  
Chennai - 600 003.
2. The Executive Engineer - 1,  
Zone - 4, 206, Tiruvottiyur Highways,  
Greater Chennai Corporation,  
Chennai.

+1cc to M/s.P.T.Ramadevi, Standing Counsel, Sr.No.46394

W.P.No.19238 of 2021 and  
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KSM(CO)  
CS/24/09/2021