



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.02.2021

CORAM

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH

AND

THE HONOURABLE MRS.JUSTICE S.ANANTHI

W.P. (MD)No.3140 of 2020

and

W.M.P. (MD)No.2671 of 2020

M.Selvin Kumar

... Petitioner

Vs.

1.The District Collector,
Nagercoil,
Kanyakumari District.

2.The Superintendent of Police,
Nagercoil,
Kanyakumari District.

3.The Managing Director,
Tamil Nadu State Marketing Corporation Ltd.,
CMDA Tower, 4th Floor,
Egmore, Chennai - 8.

4.The District Manager,
Tamil Nadu State Marketing Corporation Ltd.,
Nagercoil,
Kanyakumari District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, seeking for issuance of a Writ of Mandamus, directing the respondents to shift the TASMAR Wine Shop No.4887, situated at Thevarkulam Road, Purakaravilai, Pullani, Kanyakumari District, to some other place, by considering the representation of the petitioner, dated 19.11.2019, within a stipulated time to be fixed by this Court.

For Petitioner : Mr.S.C.Herold Singh

For R1 & R2 : Mr.K.P.Krishnadoss
Special Government Pleader

For R3 and R4 : Mr.B.Jameel Arasu
Standing Counsel



ORDER

(Order of the Court was made by M.M.SUNDRESH, J.)

The petitioner has come forward to file this Writ Petition with the averment that the TASMAC Wine Shop No.4887, situated at Thevarkulam Road, Purakaravilai, Pullani, Kanyakumari District, is within the prohibited distance and the same is to be shifted to some other place.

2.On a perusal of the counter affidavit, we do not find any violation involved. The petitioner does not specifically allege any violation with respect to the particular temple or prohibited place.

3.In such view of the matter, the Writ Petition is dismissed. No costs. Consequently, connected Miscellaneous Petition is also dismissed.

Sd/-

Assistant Registrar

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

- 1.The District Collector,
Nagercoil,
Kaniyakumari District,
- 2.The Superintendent of Police,
Nagercoil,
Kanyakumari District.
- 3.The Managing Director,
Tamil Nadu State Marketing Corporation Ltd.,
CMDA Tower, 4th Floor,
Egmore, Chennai - 8.



4.The District Manager,
Tamil Nadu State Marketing Corporation Ltd.,
Nagercoil,
Kanyakumari District.

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+1 CC to Mr.S.C.HEROLD SINGH, Advocate (SR-4150[F] dated 10/02/2021)

+1 CC to GP (SR-4262[F] dated 10/02/2021)

W.P. (MD) No. 3140 of 2020

09.02.2021

(KUN)

KV(23.02.2021) 3P 7C