



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.03.2021

CORAM:

**THE HONOURABLE MR.JUSTICE M.M.SUNDRESH
AND
THE HONOURABLE MRS. JUSTICE S.ANANTHI**

W.P. (MD)No.5646 of 2021
(Through Video Conferencing)

S.Jegadheesh

: Petitioner

Vs.

1.The Managing Director,
The Tamilnadu State Marketing
corporation Ltd., (TASMAC)
4th Floor, CMDA Tower II
Egmore, Chennai.

2.The District Collector,
Karur District, Karur.

3.The District Manager,
The Tamilnadu State Marketing
corporation Ltd., (TASMAC)
Karur District, Karur.

: Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India praying for the issue of a Writ of Mandamus to direct the respondents to shift the TASMAC outlet, No.4946 situated at Puliyur Village, Karur Taluk, Karur District to some other suitable place, by considering the petitioner's representation dated 20.10.2020 within a time frame as fixed by this Court.

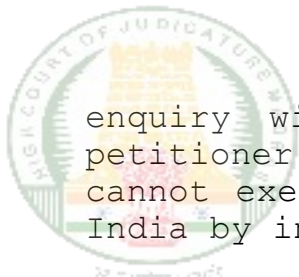
For Petitioner : Mr.P.Santhanakrishnan
For Respondents : Mr.H.Arumugam for R1 & R3
Mr.K.Mu.Muthu for R2
Additional Government Pleader

ORDER

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

Seeking a direction to shift the TASMAC outlet No.4946 by considering the petitioner's representation, this writ petition has been filed.

2. When the matter is taken up for hearing, the learned standing counsel for the TASMAC, on instructions, submitted that there is no violation of distance rules. We cannot conduct a roving



enquiry with respect to the distance rule, unless until the petitioner has come forward with unimpeachable evidence. This Court cannot exercise the power under Article 226 of the Constitution of India by interfering the process of measurement.

3. Accordingly, the writ petition stands closed. No costs.

Sd/-

Assistant Registrar (RTI ACT)

// 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.

RR

To

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Karur District,
Karur.

+1 CC to M/s.H.ARUMUGAM, Advocate (SR-11379[F] dated 16/03/2021)

+1 CC to M/s.SPL GP (SR-11604[F] dated 16/03/2021)

Order made in
W.P. (MD)No.5646 of 2021
Dated: 15.03.2021

GS (24.04.2021) 2P 6C