



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.06.2021

CORAM

THE HONOURABLE MR.JUSTICE T. S. SIVAGNANAM

AND

THE HONOURABLE MRS.JUSTICE S.ANANTHI

W.P. (MD)No.10766 of 2021

Senthilkumar

... Petitioner

Vs.

- 1.The District Collector,
Trichy District,
Trichy.
- 2.The Deputy Director,
Family Welfare Department,
Trichy District,
Trichy.
- 3.The Block Health Supervisor,
Government Primary Welfare Centre,
Kattuputthur, Thottiyam (Block),
Trichy.
- 4.The Executive Officer,
Thottiyam Selection Grade Town Panchayat,
Thottiyam, Trichy District.
- 5.Ramasamy

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, directing the Respondents 1 to 4 to stop the business of 5th Respondent, who are conducting the Broiler Chicken and Mutton Selling Store in his shop namely Ramasamy Chicken & Mutton Stall situated at South Car Street, Near Sivan Temple, Thottiyam Town, Thottiyam Taluk, Trichy District.

For Petitioner : Mr.N.Sudhagar Nagaraj

For Respondent Nos.1 to 4 : Mr.A.K.Manickam

Standing Counsel for Government

ORDER

(Order of the Court was made by T. S. SIVAGNANAM, J.)

The petitioner seeks for a direction upon respondent Nos.1 to 4 to stop the business of the 5th Respondent, who is conducting the Broiler Chicken and Mutton Selling Store in his shop, namely, Ramasamy Chicken & Mutton Stall situated at South Car Street, Near Sivan Temple, Thottiyam Town, Thottiyam Taluk, Trichy District.

2.Since we are disposing of this Writ Petition without notice to the fifth respondent, we are not issuing any positive direction.



3.Only if what the petitioner says is found to be correct and what is shown in the photographs filed in the typed set is correct, the fourth respondent is directed to take immediate action. We find from the photographs that adjoining the drainage channel, a temporary shed has been erected and it is a make shift shop and cut bones, meat along with plastic are dumped near the shop and the place is very hygienic. Therefore, we direct the fourth respondent to immediately inspect the premises within 24 hours and take appropriate action in accordance with law. This does not mean to say that 5th respondent should be immediately thrown out of the premises, but the unhygienic materials found therein should be cleared immediately and thereafter, action be initiated in accordance with law against the fifth respondent.

4.The Writ Petition stands disposed of with the above direction and observation. No costs.

Sd/-

Assistant Registrar (CS-I)

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/ /2021

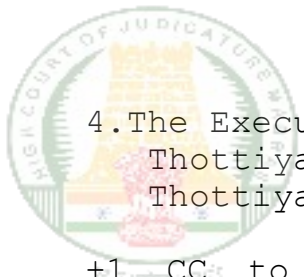
Sub Assistant Registrar(CS)

sj

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,
Trichy District,
Trichy.
- 2.The Deputy Director,
Family Welfare Department,
Trichy District,
Trichy.
- 3.The Block Health Supervisor,
Government Primary Welfare Centre,
Kattuputthur, Thottiyam (Block),
Trichy.



4.The Executive Officer,
Thottiyam Selection Grade Town Panchayat,
Thottiyam, Trichy District.

+1 CC to M/s.N.SUDHAGAR NAGARAJ, Advocate (SR-20933[F] dated
01/07/2021)

+1 CC to M/s.SPL GP (SR-21021[F] dated 02/07/2021)

W.P. (MD) No.10766 of 2021
30.06.2021

KB (07.07.2021) 3P 7C