



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.1675 of 2019

and

W.M.P. (MD)No.1435 of 2019

WEB COPY

V.Ratheesh

... Petitioner

Vs.

1.The District Collector,
Kanyakumari District at Nagercoil.

2.The Assistant Commissioner,
Prohibition and Enforcement,
Office of the District Collector,
Nagercoil,
Kanyakumari District.

3.The District Manager,
TASMAC Ltd.,
Senbagaraman Pudur,
Aralvaimozhi Post,
Kanyakumari District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, seeking for issuance of a Writ of Mandamus, forbearing the respondents from functioning TASMAC Retail vending shop No.4815 at Pudukadai Panchayat Door No.5/90-C1, Puthukadai - Nithirvilai State Highways Road, Pudukadai Junction at Pudukadai Village Resurvey No.378/16, Vilavancode Taluk, Kanyakumari District.

For Petitioner : Mr.S.Regu

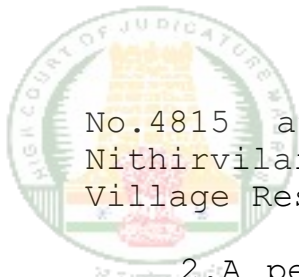
For R1 & R2 : Mr.K.P.Krishnadoss
Special Government Pleader

For R3 : Mr.B.Jameel Arasu
Standing Counsel

ORDER

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

The petitioner has filed this Writ Petition, seeking appropriate direction for closing the TASMAC Retail vending shop



No.4815 at Pudukadai Panchayat Door No.5/90-C1, Puthukadai - Nithirvilai State Highways Road, Pudukadai Junction at Pudukadai Village Resurvey No.378/16, Vilavancode Taluk, Kanyakumari District.

2.A perusal of the counter affidavit of respondent Nos.1 and 3 as well as the report of the Tahsildar, Killiyur, dated 05.03.2019, would show that the allegations made in the affidavit filed in support of the Writ Petition is unfounded.

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,
Kanyakumari District at Nagercoil.

2.The Assistant Commissioner,
Prohibition and Enforcement,
Office of the District Collector,
Nagercoil,
Kanyakumari District.

3.The District Manager,
TASMAC Ltd.,
Senbagaraman Pudur,
Aralvaimozhi Post,
Kanyakumari District.

+1 CC to GP (SR-4259[F] dated 10/02/2021)

W.P. (MD)No.1675 of 2019
09.02.2021

(KUN)

KV(23.02.2021) 2P 5C

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