



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.07.2021

CORAM :

THE HON'BLE MR.SANJIB BANERJEE, CHIEF JUSTICE

AND

THE HON'BLE MRS.JUSTICE S.ANANTHI

W.P.(MD) No.5261 of 2019

S. Gandhirajan

.. Petitioner

Vs.

1. The Chief Secretary

The Government of Tamil Nadu
Fort Saint George
Chennai - 600 009

2. The Deputy Secretary

Excise Home Prohibition Department
The Government of Tamil Nadu
Fort Saint George
Chennai 600 009

3. The Managing Director

The Tamil Nadu State Marketing Corporation (TASMSC)
CMDA Tower II, 4th floor, Gandhi Irwin Bridge Road
Egmore,
Chennai - 600 008

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the respondents No. 1 and 2 to consider the Petitioners representation dated 16.02.2019.

For Petitioner : Mr. P. Bhaskar

For Respondents : Mr. A.K. Manikkam
Standing Counsel for Government
For R1 and R2
Mr. H. Arumugam
For R3

ORDER

[Order of the Court was delivered by
The Hon'ble Chief Justice]

The petitioner is not represented yet again and the prayer made in the petition requires the State to go completely dry and enforce prohibition.



2. While the petitioner is perfectly justified in pursuing the cause, the petitioner appears to have knocked at the wrong doors. As to whether there should be prohibition enforced in the State or not is a matter of policy and it has to be brought about by legislation.

3. When the matter was received on March 4, 2021, similar observations were recorded, but since the petitioner was not represented, an accommodation was afforded nonetheless.

4. Since the petitioner does not appear once again and, in any event, the reliefs sought cannot be granted, W.P.(MD) No.5261 of 2019 is disposed of, without any order to costs.

5. There will be no order as to costs.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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To:

1. The Chief Secretary,
The Government of Tamil Nadu,
Fort Saint George,
Chennai - 600 009.
2. The Deputy Secretary,
Excise Home Prohibition Department,
The Government of Tamil Nadu,
Fort Saint George, Chennai 600 009.
3. The Managing Director
The Tamil Nadu State Marketing Corporation (TASMSC)
CMDA Tower II, 4th floor, Gandhi Irwin Bridge Road
Egmore, Chennai - 600 008.

+1 CC to M/s.H.ARUMUGAM, Advocate (SR-24698[F] dated 30/07/2021)

+1 CC to M/s.SGP (SR-24941[F] dated 02/08/2021)

W.P. (MD) No.5261 of 2019
29.07.2021