



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.12.2021

CORAM:

THE HONOURABLE MRS.JUSTICE PUSHPA SATHYANARAYANA
AND

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

W.P(MD)No.21518 of 2021
and W.M.P. (MD) No.18078 of 2021

P.Ravindran

... Petitioner

Vs.

- 1.The Commissioner of Prohibition and Excise,
Ezhilagam, Chepauk,
Chennai - 600 005.
- 2.The District Collector,
Collectorate,
Theni District - 625 591.
- 3.The Assistant Commissioner (Excise),
District Collectorate, Theni,
Theni District - 625 591.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, forbearing the Respondents herein from granting FL2/FL3 license under Tamilanadu Liquor (License and Permit) Rules, 1981 to any person for establishing a private liquor shop and bar situated at S.No.234/1A2, C.Pudupatti Village, Cumbam Main Road, City Union Bank Near, Uthamapalayam Taluk, Theni District, by considering the petitioner representation dated 17.08.2021.

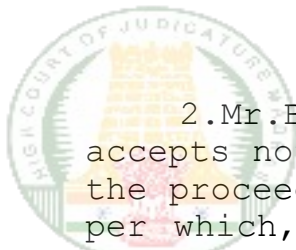
For Petitioner : Mr.C.Abulkalam Azad

For Respondents : Mr.B.Saravanan
Additional Government Pleader

O R D E R

(Order of the Court was made by PUSHPA SATHYANARAYANA,J.)

The Writ Petition has been filed by the petitioner seeking for issuance of a Writ of Mandamus, forbearing the Respondents herein from granting FL2/FL3 license under Tamilanadu Liquor (License and Permit) Rules, 1981 to any person for establishing a private liquor shop and bar situated at S.No.234/1A2, C.Pudupatti Village, Cumbam Main Road, near City Union Bank, Uthamapalayam Taluk, Theni District.



2.Mr.B.Saravanan, learned Additional Government Pleader, who accepts notice on behalf of the respondents, has furnished copies of the proceedings of the District Collector, the second respondent, as per which, one M/s.Friends Sports & Recreation Club - Usilampatti, has been given FL2 bar licence. The Commissioner of Prohibition and Excise, Chepauk, Chennai - 600 005, also in his proceedings R.DIS.No.P&E.2(1)/3670/2021, dated 25.11.2021, had granted a new licence in Form F.A.12 under the rule provision of the Tamil Nadu Liquor (Licence and Permit) Rules, 1981.

3.In view of the above, the prayer sought for has become infructuous. If at all the petitioner is aggrieved, it is open to him to challenge the licence already granted.

4.The Writ Petition stands dismissed with the above observations. No costs. Consequently, connected Miscellaneous Petition is also closed.

Sd/-

Assistant Registrar (CRL)

// True Copy //

/ /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 Commissioner of Prohibition and Excise,
Ezhilagam, Chepauk, Chennai - 600 005.

2.The District Collector,
Collectorate, Theni District - 625 591.

3.The Assistant Commissioner (Excise),
District Collectorate, Theni,
Theni District - 625 591.

+1 CC to M/s.C.ABULKALAMAZAD, Advocate (SR-37380[F] dated 06/12/2021)

+1 CC to M/s.SPL GP (SR-37421[F] dated 06/12/2021)

W.P(MD)No.21518 of 2021

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