



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.12.2021

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THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN

W.P. (MD) .Nos.22994, 23013 and 23024 of 2021

and

W.M.P. (MD) .Nos.19484, 19497 and 19506 of 2021

WEB COPY

W.P. (MD) .No.22994 of 2021

P.S.Murugesan

... Petitioner

Vs.

1.The State of Tamil Nadu,
Represented by,
The Principal Secretary,
Home, Prohibition and Excise Department,
State of Tamil Nadu,
Fort St.George,
Chennai - 09.

2.The Managing Director,
Tamil Nadu State Marketing Corporation Limited (TASMAC),
CMDA Tower - II, IV Floor,
Gandhi Irwin Bridge Road,
Egmore,
Chennai - 600 008.

3.The District Collector,
Office of the District Collector,
Virudhunagar District.

4.The District Manager,
TASMAC Ltd,
29/34, SIDCO Complex,
Soolakarai,
Virudhunagar - 626 003.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, by directing the respondents to issue Tender Application Form to the petitioner for participate in the Tender Proceedings in 'Tender Notice Number Na.Ka.No.A3/0371/2019 dated 14.12.2021 issued by the fourth respondent for participating in the tender for the TASMAC Shops No.11823, 11942, 11817, 11822 in Virudhunagar District forthwith, consequently direct the first and second respondents to take action against the fourth respondent in accordance with law.



For Petitioners : Mr.S.Ramesh Kumar
For R-1 and R-3 : Mr.D.Ghandiraj,
Special Government Pleader
For R-2 and R-4 : Mr.H.Arumugam,
Standing Counsel

WEB COPY

W.P. (MD) .No.23013 of 2021

K.Ponnuchamy

... Petitioner

Vs.

1.The State of Tamil Nadu,
Represented by,
The Principal Secretary,
Home, Prohibition and Excise Department,
State of Tamil Nadu,
Fort St.George, Chennai - 09.

2.The Managing Director,
Tamil Nadu State Marketing Corporation Limited (TASMAC),
CMDA Tower - II, IV Floor,
Gandhi Irwin Bridge Road,
Egmore, Chennai - 600 008.

3.The District Collector,
Office of the District Collector,
Virudhunagar District.

4.The District Manager,
TASMAC Ltd,
29/34, SIDCO Complex,
Soolakarai, Virudhunagar - 626 003.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, by directing the respondents to issue Tender Application Form to the petitioner for participate in the Tender Proceedings in 'Tender Notice Number Na.Ka.No.A3/0371/2019 dated 14.12.2021 issued by the fourth respondent for participating in the tender for the TASMAC Shops No.12090, 12105 and 12116 in Virudhunagar District forthwith, consequently direct the first and second respondents to take action against the fourth respondent in accordance with law.

For Petitioners : Mr.S.Ramesh Kumar
For R-1 and R-3 : Mr.S.Shanmugavel,
Additional Government Pleader
For R-2 and R-4 : Mr.H.Arumugam,
Standing Counsel



W.P. (MD) .No.23024 of 2021

S.Kannan

... Petitioner

WEB COPY

Vs.

1.The State of Tamil Nadu,
Represented by,
The Principal Secretary,
Home, Prohibition and Excise Department,
State of Tamil Nadu,
Fort St.George,
Chennai - 09.

2.The Managing Director,
Tamil Nadu State Marketing Corporation Limited (TASMAC),
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3.The District Collector,
Office of the District Collector,
Virudhunagar District.

4.The District Manager,
TASMAC Ltd,
29/34, SIDCO Complex,
Soolakarai,
Virudhunagar - 626 003.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, by directing the respondents to issue Tender Application Form to the petitioner for participate in the Tender Proceedings in 'Tender Notice Number Na.Ka.No.A3/0371/2019 dated 14.12.2021 issued by the fourth respondent for participating in the tender for the TASMAC Shops No.12090, 12105, 12116 in Virudhunagar District forthwith, consequently direct the first and second respondents to take action against the fourth respondent in accordance with law.

For Petitioners	:	Mr.S.Ramesh Kumar
For R-1 and R-3	:	Mr.N.Satheesh Kumar
		Additional Government Pleader
For R-2 and R-4	:	Mr.H.Arumugam,
		Standing Counsel



COMMON ORDER

Three Writ Petitions had been filed by three separate petitioners who seek permission to participate in the tender proceedings which had been issued by the fourth respondent in Na.Ka.No.A3/0371/2019 dated 14.12.2021 to participate in the tender for TASMAL shops in Virudhunagar District.

2. The grievance raised by the learned counsel for the petitioners in all three Writ Petitions is that, though they had purchased the demand drafts as required for the application forms, unfortunately, the fourth respondent had not issued the application forms.

3. Let me not keep the Writ Petitions any further on the board of this Court but rather direct the fourth respondent who is represented by H.Arumugam, learned Standing Counsel to issue application forms to the petitioners provided they purchase the necessary demand drafts and also fill in the application forms which are required to be filled in for participating in the tender notification. If all the requisite requirements are complied with, the fourth respondent is directed to permit the petitioners to participate in the auction.

4. Heard Mr.D.Ghandiraj, learned Special Government Pleader for the first and third respondents, who also affirmed that the petitioners can participate in the auction provided that they comply with all necessary requirements.

5. No further orders are required in the Writ Petitions. The Writ Petitions are disposed of. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (T&P)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

Nsr

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 Principal Secretary,
The State of Tamil Nadu,
Home, Prohibition and Excise Department,
State of Tamil Nadu,
Fort St.George, Chennai - 09.

2.The Managing Director,
Tamil Nadu State Marketing Corporation Limited (TASMAC),
CMDA Tower - II, IV Floor,
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Egmore, Chennai - 600 008.

3.The District Collector,
Office of the District Collector,
Virudhunagar District.

4.The District Manager,
TASMAC Ltd,
29/34, SIDCO Complex,
Soolakarai, Virudhunagar - 626 003.

+2 CC to M/s.H.ARUMUGAM, Advocate (SR-40505,40507[F] dated
27/12/2021)

+1cc to SPL. GP (SR-40469[F] dated 27/12/2021)

**W.P. (MD) .Nos.22994, 23013 and 23024 of 2021
23.12.2021**

SK(CO)

SB(12.01.2022) 5P 8C