



WEB COPY



W.P.No.13887 of 2004

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 19.12.2022

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THE HONOURABLE DR. JUSTICE ANITA SUMANTH

W.P.No.13887 of 2004
and WPMP No.16337 of 2004

V.Rajakumar

... Petitioner

Vs

1. Indian Oil Corporation Ltd.,
(Marketing Division),
Coimbtore Divisional Office,
Indian Oil Bhawan,
8/1079, Avinashi Road,
Coimbatore – 641 018.
2. A.Velusamy
Divisional Engineer,
National Highways Department,
Coimbatore – 641 018.
3. Asst. Divisional Engineer,
National Highways Department,
Coimbatore – 641 018.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus forbearing the 2nd respondent to desist from giving effect to his order dated 28.4.2004 in LR.No.2908/2003/Jdo



W.P.No.13887 of 2004

addressed to the 1st respondent without giving adequate and proper notice to the petitioner herein.

For Petitioner : Mr.B.Raviraja

For Respondents : Mr.E.Karthikeyan
for M/s.AAV Partners – R1
Ms.N.Kalaivani
for M/s.P.Wilson Associates – R2.

ORDER

This Writ Petition is of the year 2004 and the petitioner has sought a mandamus forbearing the second respondent, being the Divisional Engineer, National Highways Department to desist from giving effect to his order dated 28.04.2004, which is addressed to R1/the Indian Oil Corporation Limited.

2. Learned counsel for the petitioner would agree that much water has flown under the bridge for the last 18 years when the Writ Petition has been pending on the file of this Court. The Rules and Regulations relating to the setting up and management of fuel outlets has undergone a sea change and hence, nothing survives in this matter as on date.

3. Recording the aforesaid, this Writ Petition is closed. With this, interim stay granted on 18.05.2004 stands vacated and the Miscellaneous Petition stands closed. Needless to say that any cause of action that arises from



W.P.No.13887 of 2004

the operation of the Regulations as on date, and that prejudice the petitioner,

can always be challenged by the petitioner, in accordance with law. No costs.

19.12.2022

Index : Yes / No

Speaking Order

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To

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Dr.ANITA SUMANTH,J.

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