



WEB COPY



W.P.No.26342 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.10.2022

CORAM :

THE HON'BLE MR.T.RAJA, ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.KRISHNAKUMAR

W.P.No.26342 of 2022

A.Sathish

.. Petitioner

Vs

- 1.The District Collector,
Tiruvannamalai District,
Tiruvannamalai.
- 2.The Superintendent of Police,
Tiruvannamalai District.
- 3.The Tahsildar,
Chengam Taluk Office,
Tiruvannamalai District.
- 4.The Inspector of Police,
Tiruvannamalai Taluk Police Station,
Tiruvannamalai District.
- 5.Sivakumari
- 6.Sundari
- 7.Muniyammal @ Kalvi
- 8.Alamelu

.. Respondents



W.P.No.26342 of 2022

Prayer: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing respondents 1 to 4 to pass orders on the petitioner's representations dated 11.07.2022 and 18.08.2022 within a stipulated period.

For the Petitioner : Mr.V.Elango

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for respondent Nos.1 to 4

ORDER

(Order of the court was made by the Hon'ble Acting Chief Justice)

A.Sathish, son of Arumugam, has filed this writ petition seeking issuance of a writ of mandamus directing respondents 1 to 4 to pass orders on the petitioner's representations dated 11.07.2022 and 18.08.2022.

2. When the matter was taken up, Mr.P.Muthukumar, learned State Government Pleader appearing on behalf of respondents 1 to 4, submitted a detailed counter-affidavit filed by the Inspector of Police, Tiruvannamalai Taluk Circle, Tiruvannamalai. The relevant paragraphs of the said counter-affidavit are reproduced hereunder:



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"4. It is further submitted that on receiving information, I immediately went to Vadamathur Village with my subordinate police and visited the scene of occurrence by referring the video footage sent by the petitioner and I investigated the matter. When I rushed to the SOC, all the accused had fled away from the scene. Later on 18.09.2022, I received information about the arrival of accused. Immediately, I along with my subordinate Police Officials rushed to Vadamathur Village on 18.09.2022, 19.09.2022 and on 20.09.2022 consecutively and caught the accused red-handed and registered FIR against the accused 1. Sundari W/o Karthikeyan, 2. Suryakala W/o Elumalai, 3. Muniyammal W/o Kalvi, 4. Mari S/o Kulanthai, 5. Avinkumar, the details of which are as follows:

S.No.	Cr.No.	Section of Law	Date of FIR	Name of the accused
1	547/2022	4(1)(a) TNP Act	18.09.2022	Mari W/o Kulanthai
2	546/2022	4(1)(a) TNP Act	18.09.2022	Avin kumar S/o Elumalai
3	550/2022	4(1)(a) TNP Act	19.09.2022	Muniyammal W/o Kalvi
4	553/2022	4(1)(a) TNP Act	20.09.2022	Karthikeyan S/o Solai

Thereafter the accused had also given a letter admitting to the fact of selling arrack and further undertook not the (sic "to") sell the same in the future.

5. It is submitted that the following cases have been



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registered against the private respondents.

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S.No.	Cr.No.	Section of Law	Date of FIR	Name of the accused
1	167/2022	4(1)(a) TNP Act	28.02.2022	Barkath S/o Alla Basha
2	185/2022	4(1)(a) TNP Act	06.03.2022	Muniyammal W/o Kalvi
3	256/2022	4(1)(a) TNP Act	24.03.2022	Karthikeyan S/o Solai
4	460/2022	4(1)(a) TNP Act	04.08.2022	Muniyammal W/o Kalvi

It is submitted that the answering respondent has already taken appropriate steps by filing the said FIR and final report is also likely to be filed within a period of six weeks. It is further submitted that effective steps are being taken continuously to prevent any unauthorized selling in the future."

3. Since action has been initiated by the respondent authorities, no further orders are required to be passed in this writ petition and the same is accordingly closed. There will be no order as to costs.

Before parting, we place on record our appreciation for the efforts put in and the gallantry shown by the petitioner for bringing to the notice of this court the sale of arrack in a grocery shop.

(T.R., ACJ.) (D.K.K., J.)
13.10.2022



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To:

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T.RAJA, ACJ.
AND
D.KRISHNAKUMAR,J.

(sasi)

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