



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.02.2022

WEB COPY

CORAM :

THE HON'BLE MR.MUNISHWAR NATH BHANDARI, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.28522 of 2021

K.R.Pazhani

.. Petitioner

Vs

1.The Manager (Administration),
TASMAC, C.M.D.A. Tower-II, IV-Floor,
Gandhi Irwin Bridge Road,
Egmore, Chennai-600 008.

2.The District Collector,
Singaravelar Maligai,
Chennai-600 001.

3.The District Revenue Officer,
Singaravelar Maligai,
Chennai-600 001.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying for a writ of mandamus directing the respondents to remove the TASMAC shop No.378, situated at No.115/52, Padavattamman Kovil Street, Kuyapettai, nearby Indira Gandhi Statue, Purasaiwakkam, Chennai-600 012 by considering the petitioner representation dated 15.04.2021.

For the Petitioner : Mr.M.Karthik

For the Respondents : Mr.K.Sathish Kumar
Standing Counsel
for respondent No.1

: Mrs.C.Harsharaj
Addl. Government Pleader
for respondent Nos.2 and 3



ORDER

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

This writ petition has been filed to seek a direction to remove the TASMAC Shop No.378 situated at No.115/52, Padavattamman Kovil Street, Kuyapettai, nearby Indira Gandhi Statue, Purasaiwakkam, Chennai-12.

2. The counter-affidavit to the writ petition filed by the District Manager, TASMAC Limited shows that the distance of the TASMAC shop from the school is far beyond 50 metres permissible within the Municipal Corporations limit.

3. Even according to the petitioner, the shop is situated within 100 metres from the school, which is much beyond 50 metres permissible within the Municipal Corporations limit. In view of such statement of learned counsel for the petitioner and the averments in the counter-affidavit, there is no violation of the Tamil Nadu Liquor Retail Vending (In Shops and Bars) Rules, 2003.

4. For the foregoing reasons, finding no merits in the writ petition, the same is dismissed. No costs.

Sd/-

Assistant Registrar(CS-V)

//True Copy//

Sub Assistant Registrar

bbr

To:

- 1.The Manager (Administration),
TASMAC, C.M.D.A. Tower-II, IV-Floor,
Gandhi Irwin Bridge Road,
Egmore, Chennai-600 008.
- 2.The District Collector,
Singaravelar Maligai, Chennai-600 001.
- 3.The District Revenue Officer,
Singaravelar Maligai,
Chennai-600 001.

+1cc to Government Pleader, SR.No.12295

W.P.No.28522 of 2021

MG(CO)
GN(28/02/2022)