



WEB COPY

W.P.(MD).No.12346 of 2012

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.06.2022

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

W.P. (MD) .Nos.12346 & 12347 of 2012

and

M.P. (MD) Nos.1, 1, 2, 2 & 3, 3 of 2012

W.P. (MD) .No.12346 of 2012

Cavin Kare Private Limited,
represented by its Authorised signatory
Mr. J.S.J.Sinthanaichelvan,
No.12, Cenotaph Road,
Teynampet,
Chennai - 600 018.

... Petitioner

Vs.

1. The Commissioner,
Corporation of Madurai,
Arignar Anna Maligai,
Madurai - 625 002.

2. Gangai Pengal Sirusemippu
Matrum Sikana Nanaya Sangam,
No.8, Tamizhthendral Veedhi 3rd Street,
Arasaradi, Madurai - 16.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, to call for the records relating to the proceedings of the first respondent in Ma.Na.H2/002424/12 dated 03.02.2012, quash the same.

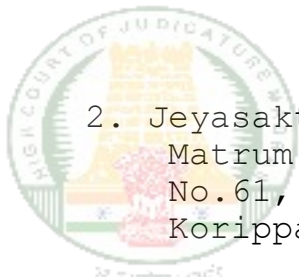
W.P. (MD) .No.12347 of 2012

Cavin Kare Private Limited,
represented by its Authorised signatory
Mr. J.S.J.Sinthanaichelvan,
No.12, Cenotaph Road,
Teynampet,
Chennai - 600 018.

... Petitioner

Vs.

1. The Commissioner,
Corporation of Madurai,
Arignar Anna Maligai,
Madurai - 625 002.



2. Jeyasakthi Magalir Semippu
Matrum Sikana Nanaya Sangam,
No.61, Pillaiyar Kovil Street,
Korippalayam, Madurai - 16.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, to call for the records relating to the proceedings of the first respondent in Ma.Na.H2/002426/12 dated 03.02.2012, quash the same.

(In both cases)

For Petitioner : No appearance

For R1 : Mr.R.Murali

For R2 : Mr.B.Jameel Arasu

COMMON ORDER

Both the writ petitions have been filed challenging an order passed by the Corporation under which the toilet maintaining contract was awarded in favour of the second respondent.

2. According to the petitioner they have entered into a contract with the first respondent Corporation on Develop, Build, Operate and Transfer basis (DBOT). The petitioner is said to have entered into DBOT agreement on 17.11.2009, for construction of some toilets in the city of Madurai on the above said basis and maintain the same. Thereafter, transfer it to the Madurai Corporation after a period of 10 years.

3. A perusal of the allotment letter, dated 04.11.2009 and DBOT agreement dated 17.11.2009, indicates that a period contemplated under both these agreements have got expired and nothing survives in the present writ petitions.

4. The Writ Petitions stands dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/06/2022

Sub Assistant Registrar(CS)

jbr

<https://hcservices.ecourts.gov.in/hcservices/>



To

The Commissioner,
Corporation of Madurai,
Arignar Anna Maligai,
Madurai - 625 002.

+1 CC to M/s.R. MURALI, Advocate (SR-27045[F] dated 21/06/2022)

W.P. (MD) .Nos.12346 & 12347 of 2012
20.06.2022

=RD(29.06.2022) 3P 3C