



W.P.(MD) No.16296 of 2022

WEB CO **BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED : 27.07.2022

CORAM:

**THE HON'BLE MR.MUNISHWAR NATH BHANDARI,
THE CHIEF JUSTICE
and
THE HON'BLE MRS.JUSTICE S.ANANTHI**

**W.P.(MD) No.16296 of 2022
and
WMP(MD)No.11776 of 2022**

M.R.Muniyasamy

... Petitioner

vs.

1. The District Collector,
Thoothukudi District,
Thoothukudi.
2. The District TASMAL Manager,
TASMAL Ltd., SIPCOT Compound,
Thoothukudi District,
Thoothukudi.
3. The Zonal Excise Officer,
TASMAL Limited,
Zonal Excise Office,
Kovilpatti,
Thoothukudi District.



W.P.(MD) No.16296 of 2022

4. The Superintendent of Police,
Thoothukudi District,
Thoothukudi.

5. The Inspector of Police,
Ettayapuram Police Station,
Thoothukudi District.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the respondents Nos.1 and 2 from relocating, shifting, opening the TASMAL Shop No.9901 in nearby Ettayapuram to Navalakampatti State Highways Road and consider the representation of the petitioner dated 09.07.2022.

For Petitioner : Mr.K.Sivabalan
For R1, R4 & R5 : Mr.P.Thilakkumar, Government Pleader
For R2 & R3 : Mr.B.Jameel Arasu, Standing Counsel

ORDER

[Order of the Court was made by The Hon'ble The CHIEF JUSTICE]

The writ petition has been filed in anticipation of relocation of TASMAL Shop No.9901.



W.P.(MD) No.16296 of 2022

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2. Learned counsel for the petitioner submits that no order is on record to show a final decision for shifting the shop.

3. In view of the above, the writ petition has been filed based on a mere apprehension. In any case, we dispose of this Writ Petition with liberty to the petitioner that if any final order is passed to shift the shop, to which the petitioner may have a grievance, to maintain appeal under Rule 9A of the Tamil Nadu Liquor Retail Vending (in Shops and Bars) Rules, 2003. No costs. Consequently, connected miscellaneous petition is closed.

[M.N.B., C.J.] [S.A.I., J.]

27.07.2022

Index : Yes / No
Internet : Yes / No
bala/ssl



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W.P.(MD) No.16296 of 2022

THE HON'BLE THE CHIEF JUSTICE
and
S.ANANTHI, J.

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ORDER MADE IN
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