



W.P(MD)No.22649 of 2019

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.12.2022

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.22649 of 2019

and

W.M.P.(MD)No.19393 of 2019

S.Mathiyalagan

... Petitioner

Vs.

1.The General Manager,
The Thanjavur District Cooperative Milk
Producers Union Ltd. T-870,
Aavin Milk House,
Nanjikottai Road,
Thanjavur District -613 006.

2.The Block Development Officer,
Boothalur Panchayat Union Office,
Boothalur Taluk, Thanjavur District.

3.The Superintendent Engineer,
The Office of Superintendent Engineer,
The Tamilnadu Electricity Board,
Thanjavur District.

4.The Junior Engineer,
The Tamilnadu Electricity Board,
Boothalur Taluk, Thanjavur District.

5.The Sub-Inspector of Police,
Chengipatti Police Station,
Thanjavur District.



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6.Thiruganasambantham

7.Manimegalai

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the records relating to the impugned order dated 26/06/2019 passed by the 1st respondent in Na.Ka.No.481/Virpanai/2018 and quash the same as illegal, ultravirus, unconstitutional and unjust and consequently direct the respondents 1,2,3 and 4 to restore petitioner's Aavin Milk Booth Shop at near by shadow shed, Kandarvaikottai Road, Sanoorapatti Village, Boothaloor Taluk, Thanjavur District in its original postilion by considering the petitioner's representation dated 03/10/2019.

For Petitioner : Mr.R.Suresh Kumar,

For Respondents : Mr.K.Prabhu,

Standing Counsel for R1.

Mr.K.Nagarajan,

Standing Counsel for R3 & R4.

Mr.B.Thanga Aravindh,

Govt. Advocate (Crl. Side) for R5.

Mr.S.Deenadhayalan for R6 & R7.

No appearance for R2.



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ORDER

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Heard the learned counsel on either side.

2.The petitioner was granted license to vend Aavin milk and milk products. The license was issued in the year 2016. One of the conditions was that the petitioner must procure atleast 100 liters of milk daily from the Union along with milk products. The specific stand of the Union is that from 01.01.2019 till passing of the impugned order, the petitioner has not procured milk and milk products as per the conditions. Copy of the procurement statement has also been passed on. It is seen therefrom that the petitioner failed to adhere to the license conditions. Therefore, the first respondent was justified in passing the impugned order. No interference is called for. The writ petition stands dismissed. No costs. Consequently, connected miscellaneous petition is closed.

22.12.2022

Index : Yes / No
Internet : Yes/ No
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G.R.SWAMINATHAN, J.

ias

To:

The Sub-Inspector of Police,
Chengipatti Police Station,
Thanjavur District.

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22.12.2022