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W.P.Nos.1208 & 1396 of 2020

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.07.2023

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THE HONOURABLE MR.JUSTICE C.SARAVANAN

W.P.Nos.1208 & 1396 of 2020

and

W.M.P.No.1476 of 2020

W.P.No.1208 of 2020:

Benze Vaccations Club,
Rep. By its Secretary,
A.Thanajayan, having office at
No.781, Rayala Towers II Floor,
Anna Salai, Chennai – 600 002.

.. Petitioner

Vs.

- 1.The Managing Director,
Tamil Nadu State Marketing
Corporation Limited, 4th Floor,
Thalamuthu Natarajan Maligai,
Egmore, Chennai.
- 2.The Commissioner,
Prohibition and Excise Department,
Chepauk, Chennai.
- 3.The Revenue Divisional Officer,
South Chennai Division,
Chennai – 600 032.
- 4.Dynshaw Fareed Italia
- 5.Shayan Fareed Italia



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6.R.Jambunathan,
Rep. By their Power of Attorney Agent
of Dynshaw Fareed Italia and
Shayan Fareed Italia,
No.21/1, Raghavan Colony 3rd Street,
Vadapalani, Chennai – 600 026.

.. Respondents

(R4 to R6 impleaded as per order of this
Court dated 19.02.2020 in W.M.P.No.
4773 of 2020 in W.P.No.1208 of 2020)

Prayer in W.P.No.1208 of 2020: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records on the file of the 3rd respondent in Proc.No.A2/3835/2018, dated 23.12.2019 and quash the same and direct the 3rd respondent to issue form-D certificate to the petitioner's club.

For Petitioner : Mr.C.Kanagaraj
For RR 2 & 3 : Mr.J.C.Durairaj
Additional Government Pleader
For RR 1 & 4 to 6 : No appearance

W.P.No.1396 of 2020:

Benze Vaccations Club,
Rep. By its Secretary,
A.Thanajayan, having office at
No.781, Rayala Towers II Floor,
Anna Salai, Chennai – 600 002.

.. Petitioner

Vs.

1.The Managing Director,
Tamil Nadu State Marketing
Corporation Limited, 4th Floor,
Thalamuthu Natarajan Maligai,
Egmore, Chennai.



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2.The Commissioner,
Prohibition and Excise Department,
Chepauk, Chennai.

3.The Revenue Divisional Officer,
South Chennai Division,
Chennai – 600 032.

4.The District Collector,
Collectorate, Singharavelar Maligai,
Chennai – 600 001.

5.Dynshaw Fareed Italia

6.Shayan Fareed Italia

7.R.Jambunathan,
Rep. By their Power of Attorney Agent
of Dynshaw Fareed Italia and
Shayan Fareed Italia,
No.21/1, Raghavan Colony 3rd Street,
Vadapalani, Chennai – 600 026.

.. Respondents

(R5 to R7 impleaded as per order of this
Court dated 19.02.2020 in W.M.P.No.
4780 of 2020 in W.P.No.1396 of 2020)

Prayer in W.P.No.1396 of 2020: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the 2nd respondent to renew the FL-2 License to the petitioner's club based on the representation dated 15.11.2019 without insisting the form-D certificate for reopen the petitioner's club.

For Petitioner	: Mr.C.Kanagaraj
For RR 2 to 4	: Mr.J.C.Durairaj Additional Government Pleader
For RR 1, 6 & 7	: No appearance



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COMMON ORDER

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These Writ Petitions are disposed of with the consent of the learned counsel for the petitioner and the learned Additional Government Pleader appearing for the respondents 2 & 3 in W.P.No.1208 of 2020 and for respondents 2 to 4 in W.P.No.1396 of 2020, without expressing any opinion on merits, by directing the 2nd respondent to consider and pass appropriate orders on the representation of the petitioner dated 07.07.2023, within a period of four weeks from the date of receipt of a copy of this order.

2. Accordingly, these Writ Petitions are disposed of with the above observations. Consequently, the connected Miscellaneous Petition is closed. No costs.

19.07.2023

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Index : Yes / No
Internet : Yes / No
Neutral Citation : Yes / No



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W.P.Nos.1208 & 1396 of 2020

To

- 1.The Managing Director,
Tamil Nadu State Marketing
Corporation Limited, 4th Floor,
Thalamuthu Natarajan Maligai,
Egmore, Chennai.
- 2.The Commissioner,
Prohibition and Excise Department,
Chepauk, Chennai.
- 3.The Revenue Divisional Officer,
South Chennai Division,
Chennai – 600 032.
- 4.The District Collector,
Collectorate, Singharavelar Maligai,
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C.SARAVANAN, J.

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19.07.2023