



WP No.19205 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.07.2023

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE P.D.AUDIKESAVALU

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P.Raja

.. Petitioner

-VS-

1. The Secretary to Government,
Department of Prohibition and Excise,
Fort St.George, Secretariat,
Chennai-600 009.
2. The Managing Director,
Tamil Nadu State Marketing Corporation Ltd.
(TASMAC), 4th Floor, CMDA Building,
Tower-II, Chennai-600 008.
3. The Senior Regional Manager,
Tamil Nadu State Marketing Corporation Ltd.,
Chennai.
4. The District Manager,
Tamil Nadu State Marketing Corporation Ltd.,
Thiruvallur East.
5. The District Manager,
Tamil Nadu State Marketing Corporation Ltd.,
Chennai Central.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for

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issuance of a Writ of Mandamus directing the first respondent to close the TASMAL retail vending shops which are all running in violation of rule 8 of Tamil Nadu Liquor Vending Rules, 2003, based upon the petitioner's representation dated 13.06.2023.

For the Petitioner : Mr.S.Chandrasekar

For the Respondents : Mr.P.Muthukumar,
State Government Pleader
For R-1
: Mr.J.Ravindran,
Additional Advocate-General,
Assisted by Mr.K.Balakrishnan
For RR 2 to 5

* * * * *

ORDER

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

We have heard Mr.S.Chandrasekar, learned counsel for the petitioner, Mr.P.Muthukumar, learned State Government Pleader, for the first respondent and Mr.J.Ravindran, learned Additional Advocate-General for respondents 2 to 5.

2. The learned Additional Advocate General and the learned State Government Pleader submit that the petitioner has a remedy



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under Rule 9A of the Tamil Nadu Liquor Retail Vending (In Shops and Bars) Rules, 2003.

In light of that, the writ petition is disposed of with liberty to the petitioner to avail the alternate remedy as may be permissible under law. There will be no order as to costs.

(S.V.G., CJ.)

(P.D.A., J.)

03.07.2023

Index : yes/no

Neutral Citation : Yes/No
sra

To:

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THE HON'BLE CHIEF JUSTICE
AND
P.D.AUDIKESAVALU, J.

(sra)

5. The District Manager,
Tamil Nadu State Marketing Corporation Ltd.,
Chennai Central.

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