



WEB COPY



W.P.No.30943 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.10.2023

CORAM :

THE HONOURABLE MR.JUSTICE **D.BHARATHA CHAKRAVARTHY**
AND
THE HONOURABLE MR.JUSTICE **V. LAKSHMINARAYANAN**

W.P.No.30943 of 2023

Sakthivel

.. Petitioner

VS

1.The Principal Secretary to Government (Home)
Prohibition and Excise Department,
Secretariat, Fort St.George,
Chennai – 600 009.

2.The Commissioner,
O/o. The Commissioner of Prohibition and Excise,
Chepauk, Chennai – 05.

3.The District Collector,
Kallakurichi District,
Kallakurichi.

4.The Managing Director,
TASMAC Ltd., 4th Floor, 2nd Block,
CMDA Tower II, Egmore,
Chennai – 600 008.

5.The District Manager,
TASMAC Ltd.,
59A, Compartment No.II,
Tamil Nadu Ware Housing Corporation
Chennai Trunk Road, Villupuram – 605 027.

.. Respondents

Petition filed under Article 226 of the Constitution of India
praying to issue a writ of mandamus directing the respondents to
restrain the respondents herein or their men or agent from shifting



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the TASMAL shop outlet bearing No.11467 which is situated at Block Number 593/16, Ma.Kunnathur Main Road, Ulundurpet Taluk, Villupuram District to the residential area of SC/ST people based on the petitioner's representation dated 16.09.2023.

For Petitioner : Mr.S.Saravanakumar

For Respondents : Mr.P.Balathandayutham
Special Government Pleader
for R1 to R3

Mr.K.Sathish Kumar
Standing Counsel for R4,R5

ORDER

(Order of the Court was made by D.BHARATHA CHAKRAVARTHY.,J)

The petitioner apprehends that TASMAL shop bearing No.11467, which is situated in Survey No.593/16, Ma.Kunnathur Main Road, Ulundurpet Taluk, Villupuram District, may be shifted to a place, to which he has objections.

2. As on today, the petitioner has not placed on record any order which has been passed shifting TASMAL shop. Even if such an order is passed, the petitioner is entitled to file an appeal before the District Collector under the Tamil Nadu Liquor Retail Vending (in Shops and Bars) Rules, 2003 and as such, the petition is premature.



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3. Preserving such liberty, this writ petition stands dismissed. No costs.

(D.B.C.,J) (V.L.N.,J)
26.10.2023

Index:Yes/No
Neutral Citation:Yes/No
mmi/ssm

To

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O/o. The Commissioner of Prohibition and Excise,
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