



W.P.No.33088 of 2023

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.11.2023

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.33088 of 2023

D.Kuppuraj

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Petitioner

Vs.

1. The District Collector
Coimbatore District, Coimbatore.
2. The Superintendent of Police
Coimbatore District, Coimbatore.
3. The Revenue Tahsildar
Revenue Tahsildar Office
Mettupalayam Taluk
Coimbatore District.
4. The Block Development Officer
Block Development Office
Mettupalayam Taluk
Coimbatore District.
5. The Inspector of Police
Sirumugai Police Station
Coimbatore – 641 302.

6. K Pradeep

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Respondents



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Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the respondents 1 to 5 herein to remove the unauthorized construction (TASMAC) situated in survey No.752/2C at Rithanya Garden, Ballaepalayam Village, based on the representation dated 21.08.2023 given by the petitioner.

For the Petitioner : Mr.K.Gangadaran
For the Respondents : Mr.P.Muthukumar
State Government Pleader
for R1 to R5

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.K.Gangadaran, learned counsel for the petitioner and Mr.P.Muthukumar, learned State Government Pleader for respondents 1 to 5.

2.1. The petitioner is objecting to the opening of a TASMAC shop in the subject writ property. It is submitted by learned counsel for the petitioner that licence is not yet granted in favour of the sixth respondent for running the TASMAC shop.

2.2. In that event, the petition would be premature.



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3. The petitioner may raise objections before the authority, as may be permissible under law. Naturally, the authority would consider all the relevant aspects of the matter while granting licence.

4. In the light of that, the writ petition stands disposed of. There will be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

23.11.2023

Index : Yes/No
Neutral Citation : Yes/No

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THE HON'BLE CHIEF JUSTICE
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