



W.P(MD)No.1007 of 2023

**WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**DATED : 19.01.2023**

**CORAM:**

**THE HONOURABLE MR.JUSTICE D. KRISHNAKUMAR  
and  
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

**W.P(MD)No.1007 of 2023  
and  
W.M.P(MD)No.952 of 2023**

Ravichandran

... Petitioner

vs.

1.The Managing Director,  
Tamil Nadu State Marketing Corporation (TASMAC),  
CMDA Towers 4<sup>th</sup> Floor,  
Egmore,  
Chennai – 600 018.

2.The District Collector,  
The District Collector Office,  
Pudukkottai District,  
Pudukkottai.

3.The Assistant Commissioner,  
The Prohibition and Excise Department,  
District Collector Office,  
Pudukkottai District.

4.The District Manager,  
Tamil Nadu State Marketing Corporation (TASMAC),  
Pudukkottai District.

... Respondents



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**PRAYER :** Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, directing the respondents herein from in any manner locating the new TASMACH shop in the property comprised in Survey No.7/5, F-1, Block No.1, Ward No.C, nearby Grace A.G.Church, Pattukkottai Road, Aranthangi, Pudukkottai District by considering the petitioner's representation, dated 09.01.2023.

|                |                                           |
|----------------|-------------------------------------------|
| For Petitioner | : Mr.R.Varadharajan                       |
| For RR 1 & 4   | : Mr.H.Arumugam<br>Standing Counsel       |
| For RR 2 & 3   | : Mr.P.Thilak Kumar<br>Government Pleader |

### **ORDER**

**(Order of the Court was made by D. KRISHNAKUMAR, J.)**

The prayer in this Writ Petition is seeking for issuance of a Writ of Mandamus, directing the respondents from in any manner locating the new TASMACH shop in the property comprised in Survey No.7/5, F-1, Block No.1, Ward No.C, nearby Grace A.G.Church, Pattukkottai Road, Aranthangi, Pudukkottai District by considering the petitioner's representation, dated 09.01.2023.



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2.Today, when the matter was taken up for hearing, the learned standing counsel appearing for the respondents 1 & 4 has produced the order passed by the District Collector, Pudukottai in Na.Ka.No.J2/23402/2022, dated 08.12.2022, in which the District Collector has granted permission to open the shop in T.S.No.7/5F1, Patta No.6960, belonged to one Mahalakshmi.

3.In view of the abovesaid proceedings, dated 08.12.2022, it is open to the petitioners to challenge the same under Rule 9A of the Tamil Nadu Retail Vending (In Shops and Bars) Rules, 2003, if he is so advised. The learned standing counsel appearing for the respondents 1 and 4 is directed to serve a copy of the said proceedings to the learned counsel appearing for the petitioner.

4.Accordingly, this Writ Petition is dismissed with liberty to the petitioner to challenge the aforesaid proceedings, dated 08.12.2022 under Rule 9A of the Tamil Nadu Retail Vending (In Shops and Bars) Rules, 2003,



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if he is so advised. No costs. Consequently, connected Miscellaneous Petition is closed.

**[D.K.K.,J.] [R.V.,J.]**  
**19.01.2023**

NCC : Yes / No  
Index : Yes / No  
Internet : Yes

To

- 1.The Managing Director,  
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The District Collector Office,  
Pudukkottai District,  
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- 3.The Assistant Commissioner,  
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**D.KRISHNAKUMAR,J.**  
**and**  
**R.VIJAYAKUMAR,J.**

ps

**ORDER MADE IN**  
**W.P(MD)No.1007 of 2023**

**DATED : 19.01.2023**