



W.P.(MD)No.2748 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 27.11.2023

CORAM:

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P.(MD)No.2748 of 2021

and

W.M.P.(MD)No.2252 of 2021

E.T.Srinivasan

... Petitioner

Vs.

1.The Government of Tamilnadu,
Rep.By its Secretary to Government,
Municipal and Administration of Water
Supply Department,
St.George Fort, Chennai-600 009.

2.The Commissioner of Municipal Administration,
No.78, Urban Administrative Building,
Santhom High Road, MRC Nagar,
Rajaannamalaipuram, Chennai-28.

3.The District Collector,
Office of the Collectorate,
Trichy District.

4.S.Kannanoor Town Panchayat,
Rep.By its Executive Officer,
Samayapuram, Trichy-621 112.

...Respondents

PRAYER : Writ Petition is filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus, directing the respondents to extend the lease period for the non-operation period of 200 days (i.e.from 16.03.2020



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ti 01.10.2020) or to refund the proportionate license fee for the non-operation period for the collection fee in the Samayapuram weekly market under the 4th respondent in light of the orders passed in W.P.(MD)No.19596/2020 dated 01.02.2021.

For Petitioner : Mr.S.Ramsundarvijayaraj
M/s.Veera Associates
For R1 to R3 : Mr.R.Ragavendran
Government Advocate
For R4 : Mr.J.Lawrance
Standing Counsel

ORDER

This writ petition has been filed for the issue of writ of mandamus directing the respondents, particularly, the fourth respondent, namely S.Kannanoor Town Panchayat to consider the representation made by the petitioner for extension of lease period for the non-operation period during pandemic or to refund the proportionate license fee/caution deposit received from the petitioner.

2.Heard the learned counsel for the petitioner and the learned Government Advocate for the respondents 1 to 3 and the learned standing counsel for the fourth respondent.



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3.The learned standing counsel appearing on behalf of the fourth respondent, namely the Panchayat, submitted that the representation made by the petitioner has been considered and that orders will be passed and conveyed to the petitioner.

4.Taking into consideration the facts and circumstances of the case and the limited relief sought for by the petitioner in this writ petition, there shall be a direction to the fourth respondent to deal with the representation made by the petitioner on its own merits and in accordance with law and after taking into consideration the Government Order in G.O.(D)No.337, Municipal Administration and Water Supply (MA.IV) Department, dated 16.06.2023 and convey the decision to the petitioner within a period of four weeks from the date of receipt of a copy of this order.

5.This writ petition is disposed of with the above direction. No costs. Consequently, connected miscellaneous petition is also closed.

27.11.2023
(1/3)

NCC : Yes / No
Index : Yes/No
Internet : Yes/No
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N.ANAND VENKATESH, J.

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