



W.P.(MD)No.2749 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.2749 of 2021
and
W.M.P.(MD)No.2254 of 2021

Rengaraj

... 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.The Commissioner,
Manaparai Municipality,
Manaparai, Trichy District.

...Respondents

PRAYER : Writ Petition is filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus, directing the respondent to refund the caution deposit amount of Rs.4,00,000/- (Rupees Four Lakhs only) for the



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collection of the vegetable and fruit market fee under the fourth respondent in light of the orders passed in W.P.(MD)No.19596 of 2020 dated 02.01.2021.

For Petitioner : Mr.S.Ramsundarvijayaraj
for 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 Manaparai Municipality to consider the representation made by the petitioner 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.

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



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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.

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(2/3)

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

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



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N.ANAND VENKATESH, J.

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2.The Commissioner of Municipal Administration,
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