



W.P.(MD) No.2393 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.02.2023

CORAM:

THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR

and

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

W.P.(MD) No.2393 of 2023
and W.M.P.(MD)No.2178 of 2023

S.Murugan

... Petitioner

Vs.

- 1.The District Collector,
Thanjavur,
Thanjavur District.
- 2.The District Revenue Officer,
Thanjavur,
Thanjavur District.
- 3.The Revenue Divisional Officer,
Kumbakonam,
Thanjavur District.
- 4.The Tahsildar,
Kumbakonam,
Thanjavur District.



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5.The Joint Commissioner of HR & CE,
Mayiladudurai,
Thanjavur.

6.The Superintendent of Police,
Thanjavur,
Thanjavur District.

7.The District Fire Officer,
District Fire Office,
Thanjavur.

8.The Block Development Officer,
Kumbakonam Village Panchayat Union,
Thanjavur District.

9.The President,
Valayapettai Village Panchayat,
Kumbakonam,
Thanjavur District.

10.Ramasamy @ Ramkumar

11.Meenakshi Achi

12.Parvathi Aachi

13.The Regional Manager,
Hindustan Petroleum Limited,
Regional Officer,
Thanjavur.

... Respondents



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PRAYER : Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents 1 to 4 not to issue any NOC and any permission to establish the retail petrol bulk outlet in S.Nos.188/13A, 13B, 13C of Valayapettai Village, Kumbakonam Taluk, Thanjavur District to the private respondents 10 to 12.

For Petitioner : Mr.R.Paranjothi

For Respondents : Mr.P.Thilakkumar
Government Pleader for R1 to R4

ORDER

[Order of the Court was made by D.KRISHNAKUMAR, J.]

This Writ Petition has been filed for the issuance of a Writ of Mandamus, directing the respondents 1 to 4 not to issue any NOC and any permission to establish the retail petrol bulk outlet in S.Nos.188/13A, 13B, 13C of Valayapettai Village, Kumbakonam Taluk, Thanjavur District to the private respondents 10 to 12.



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2. Today when the matter was taken up for hearing, the learned Government Pleader appearing for the respondents 1 to 4 submitted that NOC has been granted by the District Collector for running of the petrol bulk outlet in S.Nos.188/13A, 13B, 13C of Valayapettai Village, Kumbakonam Taluk, Thanjavur District and therefore, the prayer sought for by the petitioner has become infructuous. He has produced a proceeding of the District Collector, Thanjavur in R.C.25114/2018/C4, dated 30.12.2022, to that effect.

3. Recording the aforesaid submissions, this Writ Petition is dismissed as infructuous with liberty to the petitioner to challenge the aforesaid proceedings of the District Collector dated 30.12.2022, if so advised. No costs. Consequently, connected miscellaneous petition is closed.

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

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NCC : Yes / No
Index : Yes / No

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- 4.The Tahsildar,
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- 5.The Joint Commissioner of HR & CE,
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- 8.The Block Development Officer,
Kumbakonam Village Panchayat Union,
Thanjavur District.
- 9.The President,
Valayapettai Village Panchayat,
Kumbakonam,



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