



W.P.(MD).No.8803 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 27.09.2023

CORAM

THE HONOURABLE MRS.JUSTICE S.SRIMATHY

W.P.(MD).No.8803 of 2021

V.Amutha

... Petitioner

Vs.

1.The District Collector,
Virudhunagar District,
Virudhunagar.

2.The Municipal Commissioner,
Virudhunagar Municipality,
Virudhunagar.

3.The Revenue Officer,
Virudhunagar Municipality,
Virudhunagar.

4.The Revenue Inspector,
Virudhunagar Municipality,
Virudhunagar.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, to direct the respondents 2 to 4 to allot any alternative and suitable place for running the fruit stall in favour of the petitioner in the name of Sri Arupadaiyappa Fruit Stall in the old bus stand complex, Virudhunagar, by considering the petitioner's representation sent to the respondents dated 26.02.2021.



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For Petitioner : Mr.L.Prabhu

For Respondents : Mr.B.Saravanan,
Additional Government Pleader

ORDER

This Writ Petition is filed for Writ of Mandamus, to direct the respondents 2 to 4 to allot any alternative and suitable place for running the fruit stall in favour of the petitioner in the name of Sri Arupadaiyappa Fruit Stall in the old bus stand complex, Virudhunagar, by considering the petitioner's representation dated 26.02.2021.

2. Admittedly, the petitioner was a lessee under the respondents and running the fruit stall at Shop No.9. But the respondents had proposal to construct public toilet in the site by demolishing the old toilet. Hence the petitioner was informed to remove the tin shed, which was used as the roof to the petitioner's shop, temporarily till the demolition work was completed. But the respondents have constructed the new public toilet by covering the place where the petitioner was having fruit stall. Therefore, the petitioner is seeking alternative and suitable place for running her fruit stall.



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3. This Court without expressing any opinion is directing the respondents to consider the case of the petitioner and pass appropriate orders in accordance with law within a period of four (4) weeks from the date of receipt of a copy of this order.

4. With these observations and directions, this Writ Petition is disposed of.

There shall be no order as to costs.

27.09.2023

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

To

1. The District Collector,
Virudhunagar District,
Virudhunagar.
2. The Municipal Commissioner,
Virudhunagar Municipality,
Virudhunagar.
3. The Revenue Officer,
Virudhunagar Municipality,
Virudhunagar.
4. The Revenue Inspector,
Virudhunagar Municipality,
Virudhunagar.



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S.SRIMATHY, J.

Sml

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