



W.P.(MD)No.6005 of 2014

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :24.01.2023

CORAM

THE HONOURABLE MR.JUSTICE K. KUMARESH BABU

W.P.(MD)No.6005 of 2014

and

M.P.(MD).No.1 of 2014

B.Santhakumari Amma

... Petitioner

Vs.

1.The District Collector,
Kanyakumari District at
Nagercoil.

2.The Deputy Director of Public Health,
Krishnankovil,
Nagercoil, Kanyakumari District.

3.The Executive Officer,
Vilavancode Town Panchayat,
Vilavancode, Kanyakumari District.

4.Sohitaraj

5.Sreekumar

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India
praying for issuance of Writ of Mandamus, directing the respondents 1 to 3



W.P.(MD)No.6005 of 2014

to take such necessary remedial action as against the respondents 4 and 5 herein from carrying on the business of slaughtering the animals and the birds and carrying on his business in poultry using it as for cutting and skimming the skin in the land bearing Door No.184/005/752 and take necessary action under Section 3(25) r/w 51(1) and 134 of the Tamil Nadu Public Health Act and Section 153 of the Tamil Nadu District Municipalities Act No.5 of 1920, and such appropriate and necessary action, within the time frame.

For Petitioner :Mr.J.Anandhavalli

For Respondents :Ms.D.Farjana Ghoushia
Special Government Pleader for R1 to R3
:Mr.S.Tirus for R4 & R5

ORDER

This writ petition has been filed seeking for a Mandamus, directing the respondents 1 to 3 to take such necessary remedial action as against the respondents 4 and 5 herein from carrying on the business of slaughtering the animals and the birds and carrying on his business in poultry using it for cutting and skimming the skin in the land bearing Door No.184/005/752 and take necessary action under Section 3(25) r/w 51(1) and 134 of the Tamil Nadu Public Health Act and Section 153 of the Tamil Nadu District Municipalities Act No.5 of 1920.



W.P.(MD)No.6005 of 2014

WEB COPY

2. The learned counsel for the 4th and 5th respondents submitted that pending this writ petition, they have stopped carrying on the business of poultry form in the said land. The District Health Supervisor attached to the 2nd respondent office had also addressed a letter to the Special Government Pleader intimating that the 5th respondent has closed his shop permanently.

3. In view of the submission made by the learned counsel for the 4th and 5th respondents and instructions received by the learned Special Government Pleader, no further adjudication is required to be made in this writ petition. Hence, the writ petition is closed. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

24.01.2023

Index : Yes / No
Speaking Order/Non Speaking Order
sbm



W.P.(MD)No.6005 of 2014

To
WEB COPY

- 1.The District Collector,
Kanyakumari District at
Nagercoil.
- 2.The Deputy Director of Public Health,
Krishnankovil,
Nagercoil, Kanyakumari District.
- 3.The Executive Officer,
Vilavancode Town Panchayat,
Vilavancode, Kanyakumari District.



WEB COPY



W.P.(MD)No.6005 of 2014

K.KUMARESH BABU, J.

sbn

W.P.(MD)No.6005 of 2014
and
M.P.(MD).No.1 of 2014

24.01.2023