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W.P.(MD)NO.26210 OF 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.11.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.26210 of 2023

A.Kavitha

... Petitioner

Vs.

1. The District Collector,
Madurai District,
Madurai.
2. The Revenue Divisional Officer,
Thirupparankundram,
Madurai District.
3. The Tahsildar,
Thirupparankundram Taluk,
Thirupparankundram,
Madurai.
4. The Village Administrative Officer,
Valayankulam Village,
Madurai District.

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to remove the lock and seal made on 12.07.2023 in door No.4/162/7, Vilashini Nagar, Valayankulam Village – 625 022, Thirupparankundram Taluk, Madurai District based upon the petitioner's representation dated 21.10.2023.



For Petitioner : Mr.K.K.Kannan
For Respondents : Mr.Veera Kathiravan,
Additional Advocate General,
assisted by,
Mr.M.Sidharthan,
Additional Government Pleader.

* * *

ORDER

Heard the learned counsel appearing for the writ petitioner and the learned Additional Advocate General appearing for the respondents.

2. The petition-mentioned premises was allegedly utilized by the petitioner's husband for unauthorised Allopathy practise. In this regard, a criminal case has been registered.

3. The petitioner's husband of course will have to face the prosecution. The only question that calls for consideration is whether the authorities were justified in locking and sealing of the petition-mentioned premises.



4. I was more than satisfied that the act of locking and sealing was done without adhering to due process of law.

5. Today when the matter was taken up for hearing, the learned Additional Advocate General submitted that the authorities had already expressed their readiness to unseal the premises but the petitioner is not cooperating. Recording the undertaking of the respondents that the petition-mentioned premises will be desealed immediately, this writ petition stands disposed of. No costs.

15.11.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
PMU



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G.R.SWAMINATHAN,J.

PMU

To:

1. The District Collector,
Madurai District, Madurai.
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Thirupparankundram, Madurai District.
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