



W.P.No.5033 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.07.2024

CORAM :

THE HON'BLE Mr.R.MAHADEVAN, ACTING CHIEF JUSTICE

AND

THE HON'BLE Mr.JUSTICE MOHAMMED SHAFFIQ

W.P.No.5033 of 2023

R.Ramesh Kumar

.. Petitioner

Vs.

1.The State of Tamil Nadu
The Commissioner of Prohibition and Excise
Ezhilagam Building, Kamarajar Salai
Chepauk, Chennai 600 005

2.The District Collector
O/o.The Collectorate
Coimbatore District
Coimbatore 600 018

3.The TASMAL Ltd
Rep. by its Managing Director
4th Floor, CMDA Tower
Gandhi Irwin Bridge
Egmore, Chennai-600 008

4.The District Manager
IMFS Depot, TASMAL Ltd.
No.131 MSR Complex
Kavundampalayam, Coimbatore

5.The Senior Regional Manager

1/6



W.P.No.5033 of 2023

Chinthamani Co-operative Society Depot
D.No.305A, Vilankurichi Road
Peelamedu Railway Station Back Side
Peelamedu, Coimbatore-641 004

6.The Highway Hawk Bar
FL2 Tasmac and Restaurant
No.576/1, Kounder Mills Road
Somaiyanpalayam, Coimbatore

.. Respondents

Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of mandamus directing the 2nd respondent herein to take necessary and immediate action towards the direction of the 1st respondent dated 11.08.2022 and consequently dispose of the petitioner's representation dated 12.09.2022 within a stipulated time frame.

For Petitioner	: Mr.W.Camyles Gandhi
For RR 1 and 2	: Mr.A.Edwin Prabakar State Government Pleader
For RR 3 to 5	: Mr.K.Sathish Kumar
For R6	: Mr.K.S.Karthik Raja

ORDER

(Made by the Hon'ble Acting Chief Justice)

Seeking a mandamus to the 2nd respondent to dispose of the petitioner's representation dated 12.09.2022, this writ petition has been filed.



W.P.No.5033 of 2023

2. It is the case of the petitioner that Vel International School is situated about 50 ft. distance from the 6th respondent TASMAL bar and there is also a Government school functioning in the said locality. The said TASMAL bar poses a serious threat to the nearby residents, students and public. In this regard, the petitioner submitted his written representation/objections to the official respondents on 23.07.2022 and also addressed a detailed objection to the 2nd respondent on 12.09.2022 seeking to remove the TASMAL bar from that place. *Vide* proceedings dated 11.08.2022, the 1st respondent forwarded the said representation dated 23.07.2022 to the 2nd respondent, directing the 2nd respondent to take action on the petitioner's representation dated 23.07.2022. Despite directions of the 1st respondent, the 2nd respondent has not taken any action, so far. Hence, the present writ petition in the form of a public interest litigation seeking the above prayer.

3. The learned State Government Pleader appearing for the respondents 1 and 2 fairly submitted that the representation/objection dated 12.09.2022 of the petitioner, will be considered purely on merits and appropriate orders will be passed.



W.P.No.5033 of 2023

4. In such view of the matter, without going into the merits of the case, this Court directs the 2nd respondent to consider and pass orders on the petitioner's objection/representation dated 12.09.2022 on merits and in accordance with law, after hearing all the parties concerned, within a period of eight weeks from the date of receipt of a copy of this order.

With the above direction, this writ petition stands disposed of. No costs.

(R.M.D., ACJ.)

(M.S.Q., J.)
09.07.2024

Index : Yes/No
Neutral Citation :Yes/No

gya



W.P.No.5033 of 2023

WEB COPY

1.The Commissioner of Prohibition and Excise
Ezhilagam Building, Kamarajar Salai
Chepauk, Chennai 600 005

2.The District Collector
O/o.The Collectorate
Coimbatore District
Coimbatore 600 018

3.The Managing Director
TASMAC Ltd
4th Floor, CMDA Tower
Gandhi Irwin Bridge
Egmore, Chennai-600 008

4.The District Manager
IMFS Depot, TASMAC Ltd.
No.131 MSR Complex
Kavundampalayam, Coimbatore

5.The Senior Regional Manager
Chinthamani Co-operative Society Depot
D.No.305A, Vilankurichi Road
Peelamedu Railway Station Back Side
Peelamedu, Coimbatore-641 004



WEB COPY



W.P.No.5033 of 2023

THE HON'BLE ACTING CHIEF JUSTICE
AND
MOHAMMED SHAFFIQ,J.

gya

W.P.No.5033 of 2023

09.07.2024