



W.P.No.24999 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.11.2024

CORAM:

THE HONOURABLE MR. JUSTICE C.V. KARTHIKEYAN

W.P.No.24999 of 2021
and WMP.No.26323 of 2021

Thiruthuraipoondi Sri Mullatchi Mariamman
Town Market Vegetables & Fruits, Merchants,
Labour Welfare Association,
Rep.by its President
Mr.R.Kannan
No.4/61, A-main road,
Vellore, Thiruthuraipoondi,
Tiruvarur District.

... Petitioner

Vs

The Commissioner,
Thiruthuraipoondi Municipality
Thiruthuraipoondi.

.... Respondent

Prayer: Writ petition filed under Article 226 of the Constitution of India, praying to issue a writ of certiorarified mandamus to call for the entire records pertaining to the order passed by the Commissioner, Thiruthuraipoondi Municipality, Thiruthuraipoondi the respondent herein vide his proceedings in Na.Ka.No.1873/2017/A2 dated 18.10.2021 and



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to quash the same as illegal, arbitrary, unreasonable being violative of rules and principles of natural justice and thereby direct the respondent to permit the petitioner's association members to establish temporary market at Sribavaoushadheeshwarar Swami Temple Compound, Thiruthuraipoondi-Nagapattinam main road till the construction of the market complex is completed in the old bus stand premises and allot to the members of the petitioner's association.

For Petitioner : Mr.A.R.Suresh

For Respondent : Mr.D.Ravichander

ORDER

This writ petition has been filed for issuance of a writ of certiorarified mandamus to call for the entire records pertaining to the order passed by the Commissioner, Thiruthuraipoondi Municipality, Thiruthuraipoondi, the respondent herein vide his proceedings in Na.Ka.No.1873/2017/A2 dated 18.10.2021 and to quash the same as illegal, arbitrary, unreasonable being violative of rules and principles of natural justice and thereby direct the respondent to permit the petitioner's association members to establish temporary market at



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Sribavaoushadheeshwarar Swami Temple Compound,
Thiruthuraipoondi-Nagapattinam Main Road till the construction of the
market complex is completed in the old bus stand premises and allot
them to the members of the petitioner's association.

2. The members of the petitioner's association were having shops
at Sri Mullatchi Mariammam Temple compound at Thiruthuraipoondi –
Nagapattinam Main Road. Eviction notice had been issued since the
building where the members of the petitioner's association have been
conducting their business was in a dilapidated condition. Challenging the
said eviction notice, the writ petition has been filed. But however, it is
informed by both the learned counsel for the petitioner and the
respondent that the members of the petitioner's association have been
allotted shops in a new market area.

3. In view of the same, the writ petition is disposed of. No costs.
Consequently, connected miscellaneous petition is also closed.



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Index: Yes/No

Speaking order / Non speaking order

C.V. KARTHIKEYAN, J.

dpq

To

The Commissioner,
Thiruthuraipoondi Municipality
Thiruthuraipoondi.

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