



W.P(MD)No.8911 of 2021

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.03.2024

CORAM :

THE HONOURABLE MR.JUSTICE K.MURALI SHANKAR

W.P.(MD)No.8911 of 2021

and

W.M.P.(MD)Nos.6704 and 6706 of 2021

P.Senthur Pandian

... Petitioner

Vs.

1. The District Collector,
O/o. The District Collector,
Tenkasi District.

2. The Executive Officer,
Courtallam Special Grade Town Panchayat,
Courtallam,
Tenkasi District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the entire records relating to the impugned order in Na.Ka.No. 36/2020/A3 dated 12.02.2021 passed by the second respondent in respect of shop No.2 Bus stand complex and quash the same as illegal and consequently a direction, directing the respondents to exempt this



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petitioner from paying the lease rental amounts payable for the period of 2020-2021 in respect of shop No.2 Bus stand complex, in view Covid pandemic lock down.

For Petitioner : Mr.K.Dinesh

For Respondents : Mr.SRA.Ramachandran
Additional Government Pleader

ORDER

The Writ Petition has been filed challenging the impugned order passed by the second respondent in Na.Ka.No.36/2020/A3 dated 12.02.2021 and quash the same and consequently direct the respondents to exempt the writ petitioner from paying the lease rental amounts payable for the period 2020-21 in respect of shop No.2 bus stand complex, in view of the Covid pandemic lock down.

2. Heard the learned counsel appearing for the writ petitioner and the learned Additional Government Pleader appearing for the respondents.

3. The case of the writ petitioner is that he was given licence to run shops in No.16 Sengottai Complex Shops, Shop Nos.2 and 3 Bus Stand



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Complex and Five Falls Complex, that the second respondent has issued a notice dated 12.02.2021 directing the writ petitioner to pay lease amount of Rs.27,769/- in respect of Bus Stand Complex Shop No.2 for the period 2020-2021 (excluding April 2020 and May 2020) deducting security deposit already made. This notice has been put to challenge in the present Writ Petition.

4. When the matter is taken up for hearing today, the learned counsel appearing for the writ petitioner has cited a decision of this Court in W.P.(MD)No.3274 of 2021, wherein also, with regard to same issue, the writ petitioner therein has filed the above writ petition and a learned Judge has directed the respondent therein to deal with the case of the writ petitioner therein in line with the Government Orders viz., G.O(D)No. 298, Municipal Administration and Water Supply (MA.IV) Department, dated 02.09.2020 and G.O(D)No.337, Municipal Administration and Water Supply (MA.IV) Department, dated 16.06.2023.

5. At this juncture, the learned Additional Government Pleader appearing for the respondents would submit that the writ petitioner is



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certainly entitled to get the benefits under the above said Government Orders and the second respondent may be directed to consider the same and pass orders in accordance with the above said Government Orders.

6. Recording the submissions made on either side, the second respondent is hereby directed to consider the case of the writ petitioner in accordance with the Government Orders above referred and that the said process shall be completed within a period of four weeks from the date of receipt of copy of this order.

7. With the above direction, this Writ Petition stands disposed of. Consequently, connected Miscellaneous Petitions are closed. No costs.

06.03.2024

NCC : Yes/No
Index : Yes/No
Internet : Yes/ No
csm



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2. The Executive Officer,
Courtallam Special Grade Town Panchayat,
Courtallam,
Tenkasi District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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K.MURALI SHANKAR, J

csn

Order made in
W.P.(MD)No.8911 of 2021
and
W.M.P.(MD)Nos.6704 and 6706 of 2021

Dated : 06.03.2024