



W.P(MD)No.8077 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.04.2024

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.8077 of 2024

and

W.M.P.(MD)Nos.7321 and 7323 of 2024

Ramesh

... Petitioner

Vs.

1.The Deputy Director,
Fisheries and Fishermen Welfare Department,
Kanyakumari District,
At Nagercoil.

2.The Assistant Director,
Fisheries and Fishermen Welfare Department,
Kanyakumari 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 records on the file of the 2nd respondent pertaining to its impugned memo in Na.Ka.No.CMFHMS-5/2023 dated 14.03.2024 and to quash the same and consequently direct the respondents to permit the petitioner to berth his Mechanized fishing boat bearing No.085/JFHM at Chinnamuttom fishing



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Harbour, Kanyakumari District till rectifying the defect in the said boat by considering the petitioner's representation dated 14.03.2024.

For Petitioner : Mr.S.C.Herold singh

For Respondents : Mr.K.Balasubramani,
Spl. Government Pleader.

ORDER

Heard both sides.

2.The petitioner's fishing boat has been anchored at Colachel fishing harbour. It appears that the said vessel had developed some mechanical defect. The petitioner is not entitled to anchor his vessel in the said place. The petitioner has therefore been called upon to remove the same. The order was passed as early as on 14.03.2024. More than a month has lapsed. The petitioner is given exactly fifteen days from today ie., 18.04.2024 to take away the vessel. If the petitioner fails to do so, on the sixteenth day from today, it is open to the respondents to take such action as is open to them in law. The impugned order is sustained and extension of time is also granted to the petitioner.



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3.This writ petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petitions are closed.

18.04.2024

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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Issue order copy on 25.04.2024.

To:-

- 1.The Deputy Director,
Fisheries and Fishermen Welfare Department,
Kanyakumari District, At Nagercoil.
- 2.The Assistant Director,
Fisheries and Fishermen Welfare Department,
Kanyakumari District.



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G.R.SWAMINATHAN, J.

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