



WEB COPY

WP No. 43827 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21-11-2025

CORAM

THE HONOURABLE MR JUSTICE C. SARAVANAN

WP No. 43827 of 2025

AND

WMP NO. 48944 OF 2025, WMP NO. 48945 OF 2025

1. Milton Arokkiyasamy
S/o.Arokkiyasamy, No.3/115, Bajanai
Kovil Street, Arambakkam,
Kancheepuram-601 301.

Petitioner(s)

Vs

1. The Commissioner Of Prohibition
And Excise,
2nd Floor, Ezhilagam Building,
Chepauk, Chennai-600 005.

2.The District Collector
Kancheepuram District,
Kancheepuram.

3.The District Manager
Tasmac Kancheepuram (north)
Kancheepuram District.

4.The Inspector Of Police
T-10 Manimangalam Police Station,
Manimangalam Circle, Tambaram



Police District.

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Respondent(s)

PRAYER

calling for the records of the 2nd respondent, proceedings Na.Ka. No.141/ 2025 V1, dated 15.07.2025 and the 3rd respondent issued order Na.Ka. No.4471/A1/ 2025, dated 27.10.2025 and quash the same direct the respondents to relocate the TASMAL Shop No.4471-I in a building situated in S.No.190/9, Salamangalam Village, Kundrathur Taluk, Kancheepuram District

For Petitioner(s): P.Arumuga Rajan

For Respondent: Mr. P. Balathandayutham
Special Government Pleader
for R1, R2 and R4

Mr. K. Balakrishnan
Standing Counsel
for R3

Mr. K. Selvaraj
for Building Owner

ORDER

This case was disposed of on 12.11.2025. Even before the order dictated could be signed and uploaded, there was a mention by Mr. Selvaraj, learned counsel for one, Ms. Kala, the owner of the building where the aforesaid TASMAL shop has been located. Therefore, the order was not signed and



uploaded. Operative portion of the order that was made ready reads as under:

“ 7. Having considered the submissions made by the learned counsel for the petitioner and the learned counsel for the respondent and considering the fact that mere closure/suspension of the shop would not result in any direct loss to the 3rd respondent, in so far as the sale of liquor products are concerned, this writ petition is disposed of by directing the Commissioner to consider the representation dated 06.11.2025 which is part of the typed set as an appeal of the petitioner under Rule 9-A of the aforesaid Rule and dispose the same on merits within a period of two weeks from the date of receipt of a copy of this order. Pending such exercise, the Vending and sale of liquor products from the TASMACH shop shall be kept in abeyance.”

2. Having heard Mr. P. Balathandayutham, learned Special Government Pleader for R1, R2 and R4 and Mr. K. Balakrishnan, learned Standing Counsel for R3 and Mr. K. Selvaraj, learned counsel who appears on behalf of one R. Kala, the owner of the building where the subject TASMACH is located, I am of



the view that the impugned order dated 12.11.2025 does not merit any revision.

Suffice it to state that in case, the representation of the petitioner which is directed to be considered as an appeal by the first respondent / the Commissioner of Prohibition and Excise and dispose on merits. Liberty is granted to the TASMAC as well as the owner of the building, viz., R. Kala to recover such losses which they may have sustained due to stoppage of the operation. All the parties shall be heard. Therefore, in the punitive paragraph of the order dated 12.11.2025 in W.P.No.43827 of 2025, the aforesaid passage shall be inserted.

21-11-2025

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

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To

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And Excise,
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C.SARAVANAN J.

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