



W.P(MD)No.15126 of 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 16.09.2025

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.15126 of 2015

and

M.P(MD)Nos.2 to 4 of 2015

- 1.Shajahan
- 2.Akbar Ali
- 3.Kulob John Beevi
- 4.Habeeb Rahuman
- 5.Ravichandran
- 6.Abdul Rasheed
- 7.Matharsha
- 8.Subbaian
- 9.Kanga Khan
- 10.Rajendran
- 11.Paramasivam
- 12.Hameetha Beevi



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13.Muniappan

14.Samsudeen

15.Kumaravel

16.Mohammed Sulaiman

17.Mohammed Fathima

18.Mushthafa

19.Kadhar Beevi

20.Ponnatha

21.Mohammed Habeeb

22.Mydeen

23.Mohammed Hanifa

24.Selavar

25.Kuppusamy

26.Mohammed Usub

27.Gandhi

28.Tamilarasi

29.Abdul Majeed

30.Suruli Masthanammal

31.Vasantha

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32.Ahamed

33.Palkees Begam

34.Mohammed Ibraheem Beer Oli

35.Rafeek

... Petitioners

Vs.

1.The District Supply Officer,
Theni,
Theni District.

2.The Revenue Divisional Officer,
Uthamapalayam,
Theni District.

3.The Taluk Supply Officer,
Uthamapalayam,
Theni District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, to call for the records pertaining to the order passed by the third respondent in his proceedings Na.Ka,No. 91/2015/D1 dated 11.08.2015 and quash the same as illegal.

For Petitioners : Mr.T.Lenin Kumar

For Respondents : Mr.R.Ragavendran
Government Advocate



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ORDER

Heard both sides.

2.The writ petitioners herein are licensed Kerosene retail suppliers. They challenge the impugned proceedings dated 11.08.2015 issued by the first respondent, levying penalty on them. The petitioners were issued memoranda dated 11.07.2015 and 22.07.2015 calling upon them to appear and submit the relevant records for the months of April to June 2015. The petitioners failed to appear. In this background, penalty has been imposed.

3.Levy of penalty has civil consequence and it should be preceded by a show cause notice. The petitioners were only called upon to appear and produce relevant records. In that regard, memoranda were issued. However, the petitioners were not served with any notice proposing levy of penalty. On this sole ground of violation of principles of natural justice, the impugned proceedings are quashed.



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4.This Writ Petition is allowed accordingly. No costs.

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Consequently, connected miscellaneous petitions are closed.

16.09.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
MGA

To

- 1.The District Supply Officer,
Theni,
Theni District.
- 2.The Revenue Divisional Officer,
Uthamapalayam,
Theni District.
- 3.The Taluk Supply Officer,
Uthamapalayam,
Theni District.



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G.R.SWAMINATHAN, J.

MGA

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