



W.P.(MD)No.25757 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: **05.01.2026**

CORAM:

THE HONOURABLE **DR.JUSTICE G. JAYACHANDRAN**
AND
THE HONOURABLE **MR.JUSTICE K.K. RAMAKRISHNAN**

W.P.(MD)No.25757 of 2025
and
W.M.P.(MD)No.20144 of 2025

V.Pandiyan

... Petitioner

Vs.

- 1.The District Collector,
Dindigul District,
Dindigul.
- 2.The Assistant Commissioner,
Prohibition and Excise Department,
Dindigul.
- 3.The District Manager,
Tamil Nadu State Marketing Corporation Limited (TASMAC),
Dindigul, Dindigul District.
- 4.The Executive Officer,
Nilakottai Panchayat Office,
Nilakottai,
Dindigul District.

... Respondents

PRAYER:- Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records



W.P.(MD)No.25757 of 2025

pertaining to the impugned order passed by the 3rd respondent in Na.Ka. No.000030/2024/A-8 dated 25.08.2025, and quash the same, and consequently direct the respondents 1 to 3 to close or shift the TASMACH situated at SF Nos.513/A and 514/4A nearby SH155 State Highways, Nilakottai, Nilakottai Taluk, Dindigul District.

For Petitioner : No Appearance
For Respondents : Mr.P.Thilakkumar (R1, R2 & R4)
Government Pleader
Mr.H.Arumugam (R3)

ORDER

(Order of the Court was made by **DR.G.JAYACHANDRAN, J.**)

The petitioner herein being aggrieved by the location of the TASMACH shop near SH-155, State Highways, Nilakottai, Nilakottai Taluk, Dindigul District, gave a representation dated 17.03.2025 to the District Collector and other authorities for shifting the TASMACH shop, which according to him falls within the restricted distance. This Court in W.P.(MD)No.9557 of 2025 directed the authorities to consider the said representation and pass appropriate orders within a period of twelve weeks. It appears that the third respondent, District Manager, TASMACH has considered the representation and rejected the request for shifting the TASMACH shop. Hence, the present writ petition is filed by the petitioner



W.P.(MD)No.25757 of 2025

seeking certiorarified mandamus to quash the impugned order passed by the District Manager, TASMAL vide order dated 25.08.2025.

2. According to the writ petitioner, the competent authority to shift the TASMAL shop is the District Collector. However, the representation of the petitioner seeking to shift the TASMAL shop has been considered and rejected by the District Manager, TASMAL, who is not the competent authority.

3. This Court called for the file to find out whether the submission made by the petitioner is correct. On perusing the records, we find that the representation had never been considered by the District Collector, who is the competent authority to decide the location of TASMAL shop.

4. For the said reason, the order passed by the third respondent dated 25.08.2025 is set aside and the writ petition stands **allowed**. The representation of the petitioner dated 17.03.2025 be considered by the District Collector, Dindigul and appropriate orders be passed taking into consideration the provisions of The Tamil Nadu Liquor Retail Vending



W.P.(MD)No.25757 of 2025

(in Shops and Bars) Rules, 2003 within a period of four weeks from today (05.01.2026). Consequently, connected miscellaneous petition is closed. There shall be no order as to costs.

[G.J., J.] & [K.K.R.K., J.]
05.01.2026

Index : Yes/No
Internet : Yes
ta

To

- 1.The District Collector,
Dindigul District,
Dindigul.
- 2.The Assistant Commissioner,
Prohibition and Excise Department,
Dindigul.
- 3.The Executive Officer,
Nilakottai Panchayat Office,
Nilakottai,
Dindigul District.



WEB COPY



W.P.(MD)No.25757 of 2025

DR.G. JAYACHANDRAN, J.
AND
K.K. RAMAKRISHNAN, J.

ta

W.P.(MD)No.25757 of 2025

05.01.2026