



W.P.No.36546 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 01.12.2025

CORAM :

THE HONOURABLE MR. JUSTICE N. SATHISH KUMAR

W.P.No.36546 of 2023

and

W.M.P.Nos.36543 & 36545 of 2023

S.Jayagopi

... Petitioner

Vs.

1.The Collector, Cuddalore District,
Cuddalore – 607 001.

2.The District Supply Officer
and Consumers' Welfare Officer,
Collector's Office, Cuddalore – 607 001.

3.The Project Director,
(Mahalir Thittam)
Cuddalore – 607 001.

4.Murugan

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India

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for issuance of a Writ of Certiorari to call for the records and quash the
impugned proceeding of the 2nd respondent in Na.Ka.K3/25678/2021 dated
07.11.2023.

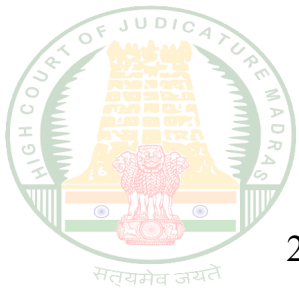
For Petitioner : Mr.D.Baskar

For R1 to R3 : Mr.Yogesh Kannadasan
Special Government Pleader

For R4 : Mr.C.B.Vishnudasan

ORDER

Challenging the communication of the 2nd respondent sent to the 3rd respondent, dated 07.11.2023, requesting the 3rd respondent to send his recommendation with regard to transfer of the Fair Price Shop run by the petitioner in the name of “Desiya Paravai Women Self Help Group” to some other Women Self Help Group, the present writ petition has been filed.

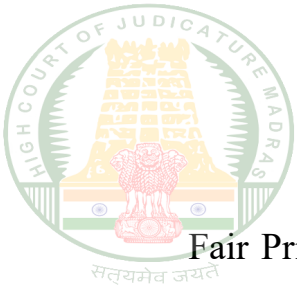


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2.It is the case of the petitioner that she was permitted to run a Fair Price Shop in the year 1995 in her private property. Thereafter, it was shifted to a Government building. Later, in the year 2021, the then State Government advised the petitioner to form a Women Self Help Group and run the Fair Price Shop through it. Since it was a policy decision of the Government, the petitioner formed a Women Self Help Group in the name of “Desiya Paravai” and she has been running the Fair Price Shop and remitting the money in the name of the Self Help Group. Now, based on the complaint made by the 4th respondent alleging various irregularities against the petitioner’s Fair Price Shop, the impugned communication came to be passed on 07.11.2023 seeking report from the 3rd respondent to transfer the Fair Price Shop run by the petitioner to some other Women Self Help Group. Challenging the same, the present writ petition has been filed.

3.A counter affidavit has been filed by the 2nd respondent and 4th respondent to the effect that, on enquiry, it was found that the petitioner’s



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Fair Price Shop has not extended the Government Schemes to some of the

parties and there are many irregularities found in the petitioner's Fair Price

Shop like shortage of commodities and delayed opening of the Shop, etc.

Therefore, the 2nd respondent has sent a detailed enquiry report to the 1st

respondent, who is the competent authority to decide as to whether the Shop

can be transferred to some other Self Help Group or any other Cooperative

Society.

4.I have perused the entire materials available on record.

5.What is challenged in this writ petition is only the communication

sent by the 2nd respondent to the 3rd respondent/Project Director (Mahalir

Thittam) to send his recommendations with regard to transfer of the Fair

Price Shop run by the petitioner to some other Women Self Help Group of

that area. Now, from the counter affidavit filed by the 2nd respondent, it is

clear that the report of the 2nd respondent, after conducting detailed enquiry



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and receiving the explanation of the petitioner, has already been sent to the

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1st respondent/District Collector. It is the 1st respondent/District Collector, who is the authority to decide whether the Fair Price Shop, which was hitherto run by the petitioner, can be allotted to some other Women Self Help Group or any Cooperative Society. Now, what is challenged before this Court is only an internal communication seeking recommendations from the 3rd respondent. I am of the view that such internal communication cannot be a subject matter of a writ petition, particularly, when no order whatsoever, passed as against the petitioner as of now. Hence, I do not find any merit in this writ petition. Accordingly, this writ petition is dismissed.

6.It is for the 1st respondent to take a decision by taking into consideration that the petitioner has been running the Fair Price Shop for many years. In the event the 1st respondent is of the view that the Fair Price Shop should be handed over to some other Women Self Help Group, instead of any Self Help Group, the 1st respondent may consider allotting the same



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to any Cooperative Society, so that there may not be any issue in future. No

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costs. Consequently, connected miscellaneous petitions are closed.

01.12.2025

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Internet : Yes

Index : Yes / No

Speaking order : Yes / No

Neutral Citation : Yes / No

To

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2.The District Supply Officer
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3.The Project Director,
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N. SATHISH KUMAR, J.

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