

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19/6/2015

C O R A M

THE HON'BLE MR. JUSTICE SATISH K. AGNIHOTRI
and
THE HON'BLE MR. JUSTICE M. VENUGOPAL

W.A. No.810 of 2015

S. Mohammed Safiudeen Petitioner

Vs

1. The Chairman
Tamil Nadu Wakf Board
No.1 Jafar Syrang Street
Vallal Seethakathi Nagar
Chennai 1.
 2. The Chief Executive Officer
Tamil Nadu Wakf Board
No.1 Jafar Syrang Street
Vallal Seethakathi Nagar
Chennai 1.
 3. The Secretary
Thittacherry Muslim Voor Uravin Murai Wakf
Nirvaga Sabai
Thittacherry 609 703
Nagapattinam Taluk & District.
 4. The Superintendent
Tamil Nadu Wakf Board office
27 Needhi Nagar Court Road
Thanjavur.
- ... Respondents

Appeal filed under Clause 15 of the Letters Patent to set aside the order in W.P.No.8582 of 2015 dated 26/3/2015 passed by this Court.

Prayer in WP.8582/15:Writ Petition under article 226 of the Constitution of India praying to issue a writ of mandamus by directing the respondents to stop the elections to select the administrative members for Wakf Nirvaga Sabai to be held on 28.3.2015.
2015

For Appellant : Mr.M.J.Sundar

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J U D G M E N T

(Judgment of the Court was delivered by
SATISH K. AGNIHOTRI,J.,)

Questioning the legality and validity of the order dated 26/3/2015, in W.P.No.8582 of 2015, the appellant/writ petitioner has come up with this writ appeal, on the ground that the order passed by the learned Single Judge is erroneous as based on assumptions and presumptions.

2. On a perusal of the documents, we find that the petitioner had come up with the writ petition, seeking to stall the elections to be held on 28/3/2015. The learned Single Judge, recording the fact that once the election process has been set into motion by issuance of Notification, held that the same cannot be stalled by way of writ petition. The said view is unexceptionable. Even otherwise, the election scheduled to be held had already taken place on 24/3/2015. Thus, this writ appeal becomes infructuous and is dismissed accordingly. No costs.

Sd/-

Assistant Registrar

True Copy

Sub Assistant Registrar

To

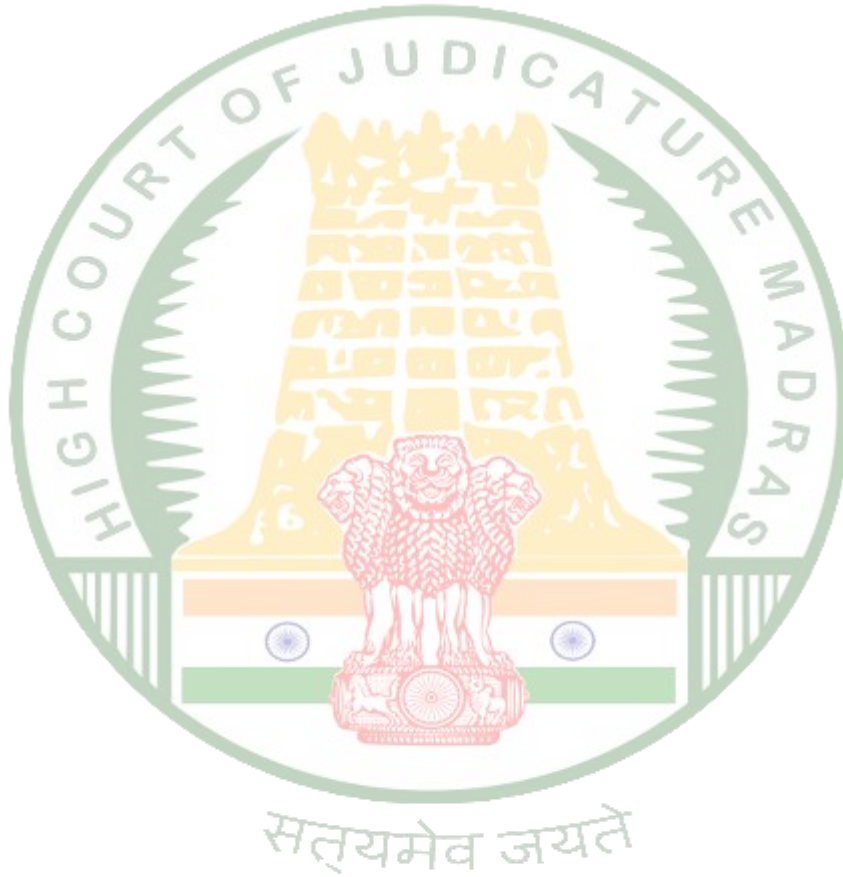
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+1 cc to Mr.M.J.Sundar, Advocate,SR.30668.

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