



WEB COPY

1

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :28.10.2015

CORAM

THE HONOURABLE **MR.JUSTICE R.SUBBIAH**

**W.P(MD) .Nos.13583, 13946 and 13947 of 2011
and**

**M.P(MD)Nos.1 & 2 of 2011,1 of 2011, 1 of 2012
and 1 of 2011 and 1 of 2012**

W.P(MD)No.13583 of 2011

Haji A.Abdul Rahman
President/Correspondent
Jumma Peria Pallivasal
And Iqbalia High School,
Batlagundu Main Road,
Batlagundu,
Dindigul District.

... Petitioner

Vs.

- 1.The State of Tamil Nadu
Rep. By its Secretary,
Rural Development
and Panchayat Raj Department,
Fort St. George, Chennai- 600 009.
- 2.The District Collector,
Dindigul Office of the District Collectorate, Dindigul.
- 3.The Executive Officer,
Batlagundu Selection Grade Panchayat,
Batlagundu, Dindigul District.
- 4.The Tamil Nadu Wakf Board
Rep. By its Chief Executive Officer,
No.1, Jaffer Syrang Street,
Vallal Seethakathi Nagar Chennai-600 001.
- 5.Mr.M.A.Peer Mohamed
Vice President,
Batlagundu Selection Grade Panchayat
Batlagundu, Dindigul District.
- 6.Mr.S.Habeeb Raja
XIIIth Ward Member,
Batlagundu Selection Grade Panchayat,
Batlagundu, Dindigul District.



7.R.Abdul

8.Batlagundu Rawthar Eluthukarar Leppai
Welfare Association,
rep. By its President M.Usman Ali,
No.1-16-25 H, 46/52, Pandian Street,
Gandhi Nagar, Batlagundu,
Dindigul District.

9.P.Mahamed Hanifa

10.M.B.Sheik Ali

11.A.Sabeer Ahamed

12.K.Mohamed Ismail

13.Perimala Sunnath Jammath Development
Welfare Association,
Rep. By its President M.Akkeem,
No.11-5-6A, Batcha Rawthar Street,
Batlagundu, Dindigul District.

14.M.Arasu Mydeen

15.M.Abbas

16.S.Bismi Seik Mydeen

17.S.Mohamed Rafeek

18.Batlagundu Dhakni's Development Welfare Association,
rep. By its Executive Secretary,
K.Mohamed Najammudeen,
No.13-10-7, Pallivasal Street,
Batlagundu, Dindigul District.

19.G.Mohamed Rabek

... Respondents

(R7 to R19 impleaded as party respondents

vide order dated 09.12.2012 in MP(MD)Nos.1 to 13 of 2012)

This Writ Petition has been filed under Article 226 of the Constitution of India praying for a Writ of Mandamus, directing the Respondent 1 to 3 to take appropriate action against the 5th and 6th respondent for their misuse of official position and illegal interference in the development activities of the Batlagundu Jumma Periya Pallivasal in accordance with law based on the complaint, dated 16.11.2011, 25.11.2011 and 26.11.2011 and the respondents 3,5 and 6 not to interfere with repair, renovation works, alteration and construction of the front rooms, Madarsha Premises, Mosque premises and other development activities being carried in the Batlagundu Jumma Periya Pallivasal, a notified Wakf situated at Batlagundu Main Road, Batlagundu, Dindigul District.

For petitioner	: Mr.D.Shanmugaraja Sethupathi
For R1 & R2	: Mr.M.Rajarajan Government Advocate
For R3	: No appearance
For R4	: Mr.K.K.Senthil
For R5 & R6	: Mr.P.T.S.Narendravasan
For R7	: Mr.M.Subashbabu
For R8	: Mr.R.Venugopal



WEB COPY

3

For R9	: Mr.K.Jeyakannan
For R10	: Mr.A.Mohan Raj
For R11	: Mr.K.Razubur Rahman
For R12	: Mr.R.Sudhakar
For R13	: Mr.S.Sasikumar
For R14	: Mr.S.Arockiyam
For R15	: Mr.P.mahalakshmi
For R16	: Mr.P.Narayanasamy
For R17	: Mr.S.Arumugam
For R18	: Mr.Jeyakumar
For R19	: Mr.S.Sasikumar

W.P. (MD) Nos.13946 & 13947 of 2011

Haji A.Abdul Rahman
President/Correspondent
Jumma Peria Pallivasal
And Iqbalia High School,
Batlagundu Main Road,
Batlagundu,
Dindigul District.

... Petitioner

Vs.

- 1.The State of Tamil Nadu
Rep. By its Secretary,
Rural Development
and Panchayat Raj Department,
Fort St. George,
Chennai- 600 009.
- 2.The District Collector,
Dindigul Office of the District Collectorate,
Dindigul.
- 3.The Executive Officer,
Batlagundu Selection Grade Panchayat,
Batlagundu, Dindigul District.
- 4.The President,
Batlagundu Selection Grade Panchayat
Batlagundu, Dindigul District.
- 5.Mr.M.A.Peer Mohamed
Vice President,
Batlagundu Selection Grade Panchayat
Batlagundu, Dindigul District.
- 6.Mr.S.Habeeb Raja
XIIIth Ward Member,
Batlagundu Selection Grade Panchayat,
Batlagundu, Dindigul District.

<https://hcservices.ecourts.gov.in/hcservices/>

7.R.Abdul



8. Batlagundu Rawthar Eluthukarar Leppai
Welfare Association,
rep. By its President M. Usman Ali,
No. 1-16-25 H, 46/52, Pandian Street,
Gandhi Nagar, Batlagundu,
Dindigul District.

9. P. Mahamed Hanifa

10. M. B. Sheik Ali

11. A. Sabeer Ahamed

12. K. Mohamed Ismail

13. Parimala Sunnath Jammath Development
Welfare Association,
Rep. By its President M. Akkeem,
No. 11-5-6A, Batcha Rawthar Street,
Batlagundu, Dindigul District.

14. M. Arasu Mydeen

15. M. Abbas

16. S. Bismi Seik Mydeen

17. S. Mohamed Rafeek

18. Batlagundu Dhakni's Development Welfare Association,
rep. By its Executive Secretary,
K. Mohamed Najammudeen,
No. 13-10-7, Pallivasal Street,
Batlagundu, Dindigul District.

19. G. Mohamed Rabek

... Respondents

(R7 to R19 impleaded as respondents vide order
dated 09.12.2012 in MP(MD) Nos. 2 to 14 of 2012)

These Writ Petitions have been filed under Article 226 of the
Constitution of India praying for a Writ of Certiorari, to call for
the records in impugned notice, dated 28.11.2011 in Na.Ka.64/2011/A1,
passed by the Third respondent and quash the same.

For petitioner	: Mr. D. Shanmugaraja Sethupathi
For R1 & R2	: Mr. M. Rajarajan
	Government Advocate
For R3 & R4	: S. Kumar
	Addl. Govt. Pleader
For R5 & R6	: Mr. P. T. S. Narendravasan
For R7	: Mr. M. Subashbabu
For R8	: Mr. R. Mohamed Nasurudeen
For R9	: Mr. K. Jeyakannan
For R10	: Mr. A. Mohan
For R11	: Mr. K. Razubur Rahman
For R12	: Mr. R. Sudhakar
For R13	: Mr. S. Sasikumar
For R14	: Mr. S. Arockiyam
For R15	: Mr. P. Mahalakshmi



WEB COPY

5

For R16	: Mr.P.Narayanasamy
For R17	: Mr.S.Arumugam
For R18	: Mr.Jeyakumar
For R19	: Mr.S.Sasikumar

ORDER

The learned counsel appearing for the petitioners seeks permission of this Court to withdraw all the Writ Petitions and he has also made an endorsement to that effect.

2. In view of the endorsement made by the learned counsel appearing for the petitioner, these Writ Petitions are dismissed as withdrawn. No costs. Consequently connected miscellaneous petitions are also closed.

Sd/-
Assistant Registrar

/True Copy/

Sub Assistant Registrar

To

- 1.The Secretary,
Rural Development and Panchayat Raj Department,
Fort St. George, Chennai- 600 009.
- 2.The District Collector,
Office of the District Collectorate, Dindigul.
- 3.The Executive Officer,
Batlagundu Selection Grade Panchayat,
Batlagundu, Dindigul District.
- 4.The Chief Executive Officer,
Tamil Nadu Wakf Board, No.1, Jaffer Syrang Street,
Vallal Seethakathi Nagar Chennai-600 001.

+6cc to Mr.D.Shanmugaraja Sethupathy, Advocate Sr.Nos.62966 to 62968
+1cc to Mr.K.K.Senthil, Advocate Sr.No.62962

akm/26.11.2015 /5p-12c/

W.P(MD) .Nos.13583, 13946 and 13947 of 2011
28.10.2015