

THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 07.09.2017

CORAM

THE HONOURABLE MR. JUSTICE M.SATHYANARAYANAN
AND
THE HONOURABLE MR. JUSTICE N.SESHASAYEE

WP.Nos.24705, 24706, 24712 & 24713/2004 & WMP.Nos.30053, 30054,
30065 & 30066/2004

Annakkili .. Petitioner in
WP.No.24705/2004

S.T.Abdul Salam ... Petitioner in
WP.No.24706/2004

Panneerselvam ... Petitioner in
WP.No.24712/2004

T.P.S.Mani ... Petitioner in
WP.No.24713/2004

Versus

1. The Sub-Divisional Magistrate
cum Revenue Divisional Officer
Coonoor.
 2. The Chief Executive Officer,
Tamil Nadu Wakf Board,
Chennai.
 3. The Secretary and the Executive
Officer, S.M.Zackaria Sait Maternity
Hospital Charity and Safubai Charity
Coonoor.
- .. Respondents in all wps

***Writ petitions dismissed in respect of R3 vide
order of this Court dated 21.12.2009 .

Common Prayer:- Writ petitions filed under Article 226 of the
Constitution of India praying for issuance of a writ of
certiorarified mandamus calling for the records pertaining to
the impugned order of the 1st respondent dated 19.08.2004 and to
quash the same and consequently, directing the respondents not
to interfere in the peaceful possession and enjoyment of the
petitioners' occupation of the lands and superstructures in Door

Nos.12/17, 128/38C, 12/15-1 and 12/15, Manickampillai Thottam, Coonoor.

For Petitioners
in all WPs : Mrs.S.T.P.Kuyilmozhi
For R1 in all
Writ Petitions : Mr.R.Vijayakumar, AGP
For R2 in all
Writ Petitions : Mr.A.S.Kaizer

COMMON ORDER

[Order of the Court was made by M.SATHYANARAYANAN, J.]

Learned counsel for the petitioners, on instructions, seeks permission of this Court to withdraw the above writ petitions with a liberty to work out the remedy under the provisions of the Wakf Act, 1995 and also placed reliance upon the judgment reported in 2005 [2] LW 676 [I.Salam Khan and others Vs. The Tamil Nadu Wakf Board, rep.by its Chairman, 3, Santhome High Road, Chennai-4 and others].

2 Heard the submissions of Mr.R.Vijayakumar, learned Additional Government Pleader appearing for the 1st respondent and Mr.A.S.Kaizer, learned counsel appearing for the 2nd respondent and perused the materials placed before this Court.

3 Since the petitioners are having an effective alternate remedy, they are at liberty to work out their remedy under the provisions of the Wakf Act, 1995, if they are so advised.

4 The writ petitions stand disposed of with the above observation. No costs. Consequently, the connected miscellaneous petitions are also dismissed.

Sd/-

Asst.Registrar (CS VI)

/true copy/

Sub Asst. Registrar

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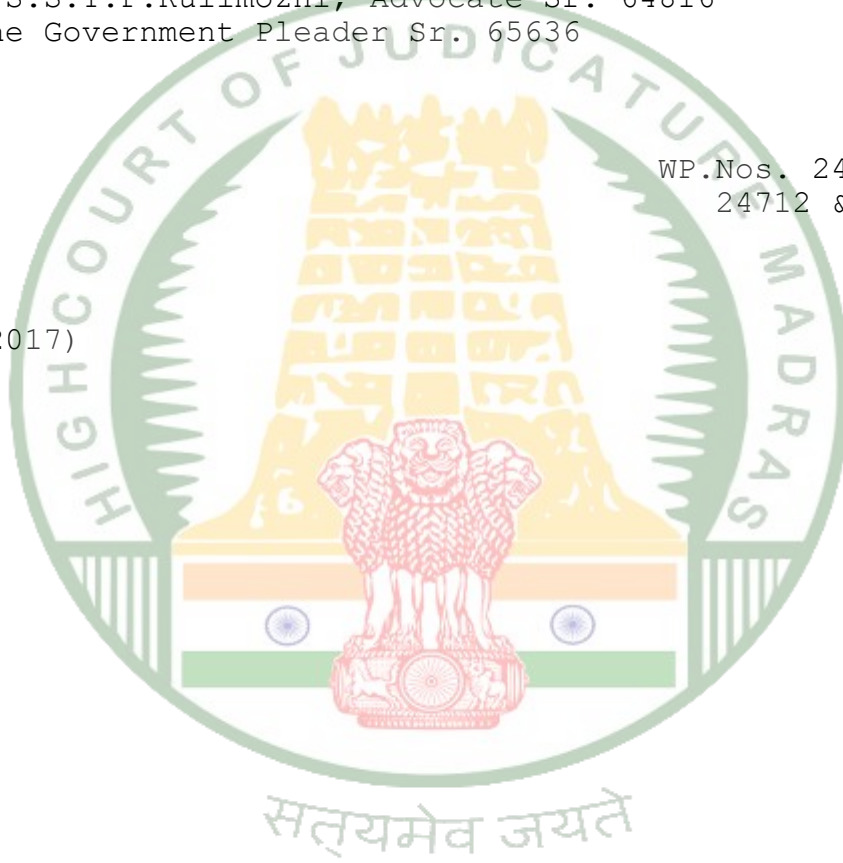
To

1. The Sub-Divisional Magistrate
cum Revenue Divisional Officer
Coonoor.
2. The Chief Executive Officer,
Tamil Nadu Wakf Board,
Chennai.

+4cc to M/S.S.T.P.Kuilmozhi, Advocate Sr. 64816
+1cc to the Government Pleader Sr. 65636

WP.Nos. 24705, 24706,
24712 & 24713/2004

CP(CO)
VR(12/09/2017)



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