



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.12.2017

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P. (MD) No.23999 of 2017

and

W.M.P (MD) No.20169 of 2017

Palani Town Muslim Dharma
Paribalana Sangam Waqf,
represented by its Vice President,
Palani Town,
Dindigul District.

... Petitioner

Vs.

1. The Principal Secretary to the Government,
Municipal Administration and
Water Supply Department,
Government of Tamil Nadu,
Fort St. George,
Chennai.

2. Palani Municipality,
Rep. by its Commissioner,
Palani,
Dindigul Distict.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the 1st respondent to dispose of the appeal/application dated 18.09.2002 filed by the petitioner under Section 36 of District Municipality Act praying to pass on order suspending or cancelling resolution bearing No.257 dated 29.08.2002.

For Petitioner : Mr.G.Chandra Sekar

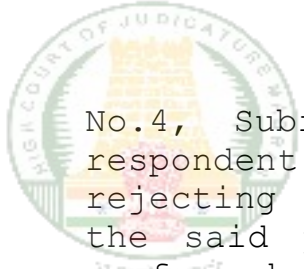
For Respondents : Mr.M.Alagathevan,
Special Government Pleader for R.1
Mr.G.Arjunan for R.2

ORDER

Heard the learned Counsel on both sides.

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

2. The petitioner is carrying on business in T.S.No.50, Ward



No.4, Subramaniam Road, Palani. It appears that the second respondent Municipality has passed a resolution dated 29.08.2002, rejecting the request of the writ petitioner to run a market in the said property. Aggrieved by the same, the writ petitioner preferred an appeal before the first respondent on 18.09.2002.

3. Till date, the said appeal has not yet been disposed of and the writ petitioner seeks a direction to the first respondent for disposal of the appeal.

4. This Court, therefore, directs the first respondent to dispose of the said appeal dated 18.09.2002, for cancelling the resolution bearing No.257 dated 29.08.2002 passed by the second respondent, on or before 31.03.2018.

5. The writ petition stands disposed of, in the above terms. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(AS)

/True Copy/

Sub Assistant Registrar

To

The Principal Secretary to the Government,
Municipal Administration and
Water Supply Department,
Government of Tamil Nadu,
Fort St. George,
Chennai.

+ 1 cc TO Mr.G.Chandrasekar , Advocate in SR No. 94581
+ 1 cc TO Mr.G.Arjunan , Advocate in SR No. 94609

gk
AE/KK/SAR1/12.01.2018/2P/4C

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