



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED 23.02.2017

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THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P(MD)No.8301 of 2013andM.P(MD)No1 of 2013

S.A.Thirumalaisamy

..Petitioner

Vs

1.The Executive Officer,
Kutchanoor Town Panchayat,
Kutchanoor, Theni District.

2.The President,
Kutchanoor Town Panchayat,
Kutchanoor, Theni District.

3.Thamarai
Executive Officer,
Kutchanoor Town Panchayat,
Kutchanoor, Theni District.

4.M.Malaichamy

..Respondents.

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus calling for the records of the first respondent's auction notice in proceedings in Na.Ka.No.108 of 2013, dated 29.4.2013 and to quash the same insofar as the auction of the Petitioner's shop No.1 is concerned and for a direction to the respondents 1 and 2 to receive the enhanced rate of rent of 5% over and above the existing rent of Rs.1000/- per month for the period from 2013-2014..

For Petitioner

:MrS.Natesh Raja

for M/s.B.S.G.Firm

For Respondent-1

:Mr.Aayiram K.Selvakumar

Govt.Advocate

For Respondents

:Mr.J.Gunaseelan Muthiah

2 and 3

Government Advocate

For Respondent-4

: No appearance



The learned counsel for the Petitioner submits that cause of action for which the prayer sought for is no longer subsists. The said submission is placed on record.

2. In view of the said submission, Writ Petition is dismissed as infructuous. Consequently, connected Miscellaneous Petition is dismissed. No costs.

/True Copy/

Sd/-
Assistant Registrar(CS-III)

Sub Assistant Registrar

To

1. The Executive Officer,
Kutchanoor Town Panchayat,
Kutchanoor, Theni District.

2. The President,
Kutchanoor Town Panchayat,
Kutchanoor, Theni District.

Vsn
js/CM/MSA/07.03.2017/2P-4C

W.P(MD) No.8301 of 2013
and
M.P(MD) No.1 of 2013

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