

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.02.2018

CORAM

THE HON'BLE Mr. JUSTICE M.DURAISWAMY

W.P.No.12610 of 2011
M.P.Nos.1 & 2 of 2011

Tmt.S.Uthami

... Petitioner

Vs.

1.Commissioner of Municipal Administration,
Chepauk, Chennai - 5.

2.Executive Officer,
Sivagiri Selection Grade,
Town Panchayat,
Sivagiri, Erode Taluk,
Erode District.

...Respondents

Petition filed under Article 226 of The Constitution of India praying to issue a writ of Certiorarified Mandamus to call for the records pertaining to the order passed by the second respondent in Demand Notice No.003522, dated 06.05.2011, and quash the same, and direct the respondents to confer all the consequential benefits.

For Petitioner : Mr.C.Vediappan

For Respondents: Mr.S.T.S.Moorthy, AAG
Assisted by
Ms.S.Varsha for RR1&2

O R D E R

Heard Mr.C.Vediappan, learned counsel for the petitioner and Mr.S.T.S.Moorthy, learned Additional Advocate General assisted by Ms.S.Varsha, learned counsel for the respondents.

2. The learned counsel for the petitioner sought the permission of this Court to withdraw the writ petition and also sought liberty to file an appeal as against the impugned order passed by the second respondent dated 06.05.2011 in accordance with law and he has also made an endorsement to that effect.

3. In view of the same, the Writ Petition is dismissed as withdrawn. It is open to the petitioner to challenge the impugned order passed by the second respondent before the Appellate Authority in accordance with law within a period of 10 days from the date of receipt of a copy of this order. Since

this Court had granted an order of interim stay dated 19.05.2011, which is in force till today, the Appellate Authority is directed to entertain the appeal to be filed by the petitioner without insisting on the question of limitation. Consequently, connected Miscellaneous Petitions are closed. No costs.

Sd/-
Asst.Registrar (CS V)

/true copy/

Sub Asst. Registrar

To

1.Commissioner of Municipal Administration,
Chepauk, Chennai - 5.

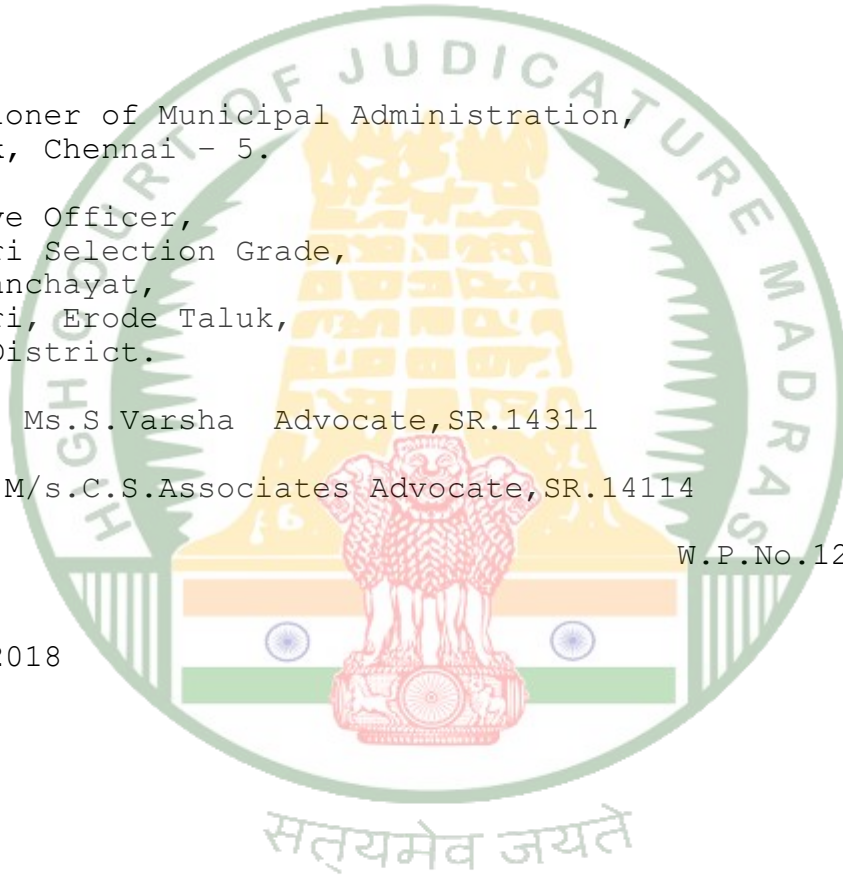
2.Executive Officer,
Sivagiri Selection Grade,
Town Panchayat,
Sivagiri, Erode Taluk,
Erode District.

+ 1 cc to Ms.S.Varsha Advocate,SR.14311

+ 1 cc to M/s.C.S.Associates Advocate,SR.14114

W.P.No.12610 of 2011

lrs(co)
nr 26/02/2018



WEB COPY