

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.07.2019

CORAM

THE HON'BLE MR.JUSTICE P.D.AUDIKESAVALU

W.P. No. 6847 of 2018
and
W.M.P. No. 8472 of 2018

Tamizhaga Murpokku Makkal Katchi
Represented by its Secretary,
Vijayakumar,
40, North Mada Street,
Nungambakkam, Chennai - 600 034. Petitioner

Vs.

The Government of Tamil Nadu
Represented by the Chief Secretary,
Secretariat,
Chennai - 600 009. Respondent

Prayer : Writ Petition filed under Article 226 of the
Constitution of India, praying to issue a Writ of Mandamus,
directing the Respondent to frame rules and norms for inviting
participants to All Party Meetings to be called by the
Respondent hereinafter.

For Petitioner : Mr. Wesley Issac

For Respondent : Mr. M. Karthikeyan,
Additional Government Pleader

O R D E R

The Writ Petition has been filed for a direction to the
Respondent to frame rules and norms for inviting participants to
All Party Meeting to be called by the Respondent.

2. It is brought to the notice of this Court that by an
order dated 25.11.2010 in W.P. No. 38458 of 2002 the claim for
similar relief has been rejected by this Court, in which it has
been held as follows:-

"6. Calling any party for discussion is discretion

vested with the Respondent. A invitation is required to be sent to a party which can take part in the discussion by way of giving useful and appropriate inputs. The invitation has got relevancy to the issue involved as well. The Petitioner cannot seek as a matter of right that a political party should be invited by the Government under all circumstances.

7. The decision to invite a political party and hold discussions does not have any statutory basis. The said invitation is a formal in nature and the discussions are very informal in nature. The decisions made in the discussions also do not have any statutory force. It is for the Respondent to extend the invitation to a party concern considering the nature of the issue involved. It is equally not binding on the party which receives the invitation to attend the meeting as it is open to the said party to ignore the same. Therefore, in as much as the purpose of the meeting itself to have an informal discussion and hence a Writ of Mandamus seeking a scheme will not lie since there is no legal right vested with the Petitioner to seek such a direction."

3. In view of that binding decision of this Court, the Writ Petition cannot be entertained and the same is dismissed. Consequently, connected Miscellaneous Petition is closed. No costs.

Sd/-

Assistant Registrar(CS-VII)

//True copy//

Sub Assistant Registrar

vji/kv

To
The Chief Secretary,
The Government of Tamil Nadu,
Secretariat, Chennai - 600 009.

W.P. No. 6847 of 2018
and

W.M.P. No. 8472 of 2018

RSV(CO)
GMY(10/10/2019)