

In the High Court of Judicature at Madras

Dated : 13.12.2019

Coram :

The Honourable Mr. Justice T.S.SIVAGNANAM

Writ Petition No.34549 of 2016 & WMP.Nos.29768 & 29769 of 2016

S.Thirumalai

...Petitioner

Vs

- 1.The State of Tamil Nadu, rep.by its Secretary to Government, Municipal Administration & Water Supply Department, Fort.St.George, Chennai-9.
- 2.The State of Tamil Nadu, rep.by its Secretary to Government, Rural Development & Panchayat Raj Department, Fort.St.George, Secretariat, Chennai-9.
- 3.The Commissioner of Municipal Administration, Government of Tamil Nadu, Ezhilagam, Chepauk, Chennai-9.
- 4.The Tamil Nadu State Election Commission, rep.by the Tamil Nadu State Election Commissioner, No.208/2, Jawaharlal Nehru Road, Opp. To CMBT, Arumbakkam, Chennai-106.
- 5.The District Collector, Tirupathur.
- 6.The Commissioner, Panchayat Union, Jolarpet, Vellore District.
- 7.The Thiriyalam Village Panchayat, Jolarpet Panchayat Union, Vellore.
(R7 was suo motu impleaded as per order dated 30.9.2016 by NKKJ)

...Respondents

PETITION under Article 226 of The Constitution of India praying for the issuance of a Writ of Certiorarified Mandamus to call for the records relating to the Notification in G.O.Ms.No.125 Municipal Administration and Water Supply (Election) dated 16.9.2016 published in Tamil Nadu Government Gazettee Extra Ordinary dated 16.9.2016 in respect of Somanayakanpatti Village Panachayat coming within Jolarpet Panchayat limits, Vellore District, quash the same, de-reserve Somanayakanpatti Village Panchayat and notify the same as general ward for the ensuing panchayat and municipal elections.

For Petitioner :Ms.AL.Gandhimathi

For Respondents 1 to 3 :Mrs.A.Sri Jayanthi, SGP

For Respondent-4 :Mr.B.Nedunchezhiyan

ORDER

The petitioner has filed this writ petition seeking to quash the Notification in G.O.Ms.No.125 Municipal Administration and Water Supply (Election) dated 16.9.2016 published in Tamil Nadu Government Gazettee Extra Ordinary dated 16.9.2016 in respect of Somanayakanpatti Village Panachayat coming within Jolarpet Panchayat limits, Vellore District and consequently de-reserve Somanayakanpatti Village Panchayat and notify the same as general ward for the ensuing panchayat and municipal elections.

2. Admittedly, the de-limitation exercise has commenced and the Hon'ble Supreme Court has also issued directions. Therefore, at this juncture, the question of entertaining a writ petition to quash the impugned Government Order would not arise.

3. Accordingly, the above writ petition is dismissed. No costs. Consequently, the connected WMPs are also dismissed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1.The Secretary to Government Tamil Nadu, Municipal
Administration &
Water Supply Department, Fort.St.George, Chennai-9.

2.The Secretary to Government of Tamil Nadu, Rural Development &
Panchayat Raj Department, Fort.St.George, Secretariat,
Chennai-9.

3.The Commissioner of Municipal Administration, Government of
Tamil Nadu, Ezhilagam, Chepauk, Chennai-9.

4.The Commissioner, Tamil Nadu State Election Commission,
No.208/2,
Jawaharlal Nehru Road, Opp. To CMBT, Arumbakkam, Chennai-106.

5.The District Collector, Tirupathur.

6.The Commissioner, Panchayat Union, Jolarpet, Vellore District.

7.The Thiriyalam Village Panchayat, Jolarpet Panchayat Union,
Vellore.

+1cc to M/s.A.L.Ganthimathi, Advocate Sr.104407

+1cc to the Government pleader Sr.104553

WP.No.34549 of 2016 & WMP.
Nos.29768 & 29769 of 2016

vsn II[co]
srg 30/01/2020

सत्यमेव जयते

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