

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.09.2019

CORAM

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

W.P. No. 27868 of 2019
and
W.M.P. No. 27436 of 2019

V. Selvakumar

...Petitioner

Vs.

1. The Superintendent of Police
Cuddalore District
Cuddalore.
2. The Tahsildar
Panruti Taluk Office
Panruti, Cuddalore District.
3. The Inspector of Police
Kadambuliur Police Station
Panruti Taluk
Cuddalore District
Pin 607 103.
4. K. Ramachandran

.... Respondents

Prayer:- Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the Second Respondent to form a "Temple Construction Committee" with equal representatives of the 4 streets (North Street, Nadu Street, East Street & South Street) of Kadambuliur Village for construction of "Sri Iyyanar Temple & Sri Veerabadrswamy Temple" at Kadambuliur Village.

For Petitioner : Mr. P. Srinivasan
For Respondents : Mr. M. Karthikeyan (For R1 to R3)
Additional Government Pleader

ORDER

When it is pointed out that the nature of grievance sought to be ventilated by the Petitioner in the Writ Petition falls within the realm of disputed question of facts, which require to

be decided after recording of evidence of the parties on their rival contentions and could not be redressed by invoking the public law remedy following summary procedure under Article 226 of the Constitution, Learned Counsel for the Petitioner seeks permission of this Court to withdraw the Writ Petition with liberty to institute suit impleading necessary parties before the jurisdictional Civil Court for the effectual and complete adjudication of the matter. He has also made an endorsement to that effect, which is recorded.

2. Accordingly, the Writ Petition is dismissed as withdrawn granting such liberty. Consequently, connected Miscellaneous Petition is closed. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Superintendent of Police
Cuddalore District
Cuddalore.
2. The Tahsildar
Panruti Taluk Office
Panruti, Cuddalore District.
3. The Inspector of Police
Kadambuliur Police Station
Panruti Taluk
Cuddalore District

AKM/30.09.19/2P-4C /

WEB COPY

W.P. No. 27868 of 2019