



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.03.2019

CORAM:

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN**

W.P. (MD) No.4951 of 2019

and

W.M.P. (MD) No.3932 of 2019

- 1.Kamalam
- 2.Steaphan
- 3.Makesh
- 4.Thasttakeer
- 5.Fransis
- 6.Bens @ Vensusias
- 7.Murugesan
- 8.Agestinal @ Agasteenal Mary

... Petitioners

Vs.

- 1.The District Collector,  
Kanyakumari District,  
at Nagercoil.
- 2.The Assistant Director of Town Panchayat,  
Nagercoil,  
Kanyakumari District.
- 3.The Executive Officer,  
Ezhudesam Town Panchayat,  
Kanyakumari District.

... Respondents

**PRAYER:** Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned auction/tender Notification in Na.Ka.No.36/2019 dated 15.02.2019 issued by the third respondent and to quash the same and consequently permit the petitioners to continue their shop on payment of 10% enhanced annual rent.

For Petitioners : Mr.R.Nandakumar

For Respondents : Mr.M.Rajarajan  
Government Advocate

**ORDER**

When the matter was taken up for hearing, the learned Government Advocate appearing for the respondents informs the Court that the impugned tender notification itself has been cancelled. Thus the cause of action no longer survives.



2. Recording the submission of the learned Government Advocate for the respondents, the writ petition stands closed. No costs. Consequently, connected miscellaneous petition is closed.

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Sd/-

Assistant Registrar (CS-II)

// True Copy //

Sub Assistant Registrar (CS)

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To

1. The District Collector,  
Kanyakumari District,  
Nagercoil.
2. The Assistant Director of Town Panchayat,  
Nagercoil,  
Kanyakumari District.
3. The Executive Officer,  
Ezhudesam Town Panchayat,  
Kanyakumari District.

+1CC TO MR.R.NANDAKUMAR, Advocate Sr. No. 51124  
+1CC TO THE SPECIAL GOVERNMENT PLEADER SR.No. 51752

W.P. (MD) No. 4951 of 2019

and

W.M.P. (MD) No. 3932 of 2019

01.03.2019

TR (28.03.2019) 2P 6C