

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 03.01.2020

CORAM

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

W.P. No. 31 of 2020
and
W.M.P. No. 37 of 2020

Selvi

... Petitioner

Vs.

1. The Chief Election Commissioner
Office of the Tamilnadu Election Commission
Chennai - 600 106.

2. The District Collector
Thiruvannamalai District.

3. The District Election Officer
Tiruvannamalai District.

4. The Assistant Election Officer
Thalaiyampallam Village Panchayat
Thiruvannamalai Panchayat Union.

5. Mrs. Andal ... Respondents

Petition filed under Article 226 of the Constitution of India, for issue of Writ of Certiorarified mandamus, calling for the record of the Assistant Returning Officer, Thalaiyampallam Village Panchayat, Thiruvannamalai Union, i.e. The 4th Respondent herein culminating in memorandum dated 17.12.2019 in which the 4th Respondent improperly accepted the nomination of the 5th Respondent and quash the same and further direct the 4th Respondent not to declare the result of the 5th Respondent in the event of her winning in the Panchayat elections held on 27.12.2019 for the Thalaiyampallam Village Panchayat.

For Petitioner : Mr. K. Balakrishnan

For Respondents: Mr. B.Neduchezhiyan (For R1)
Mr. V.Jayaprakash Narayanan (For R2 to R4)
Government Pleader

O R D E R

Mr. B. Nedunchezhiyan, Learned Standing Counsel takes notice for the First Respondent and Mr. V. Jayaprakash Narayanan, Learned Government Pleader takes notice for the Second to Fourth Respondents.

2. When it is pointed out by the Learned Standing Counsel appearing for the First Respondent that the Petitioner has got an effective alternative remedy by way of election petition under Section 258 of the Tamil Nadu Panchayats Act, 1994, Learned Counsel for the Petitioner seeks permission of this Court to withdraw the Writ Petition with liberty to resort to the same and he has also made an endorsement to that effect, which is recorded.

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 Accordingly, the Writ Petition is dismissed as withdrawn granting such liberty.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

Sd/-

Assistant Registrar(CS)

//True Copy//

Sub Assistant Registrar

maya/vjt
To

1. The Chief Election Commissioner
Office of the Tamilnadu Election Commission
Chennai - 600 106.
2. The District Collector
Thiruvannamalai District.
3. The District Election Officer
Tiruvannamalai District.
4. The Assistant Election Officer
Thalaiyampallam Village Panchayat
Thiruvannamalai Panchayat Union.

+lcc to Mr.K.Bala krishnan , Advocate SR.No. 427
+lcc to Mr.B.Nedunchezhiyan , Advocate SR.No. 1487

W.P. No. 31 of 2019

A.SK(06/02/2020)