

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.02.2020

CORAM

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

W.P. No. 768 of 2020
and
W.M.P. No. 928 of 2020

P. Muthuraj

... Petitioner

-vs-

1. The Election Commissioner,
Tamil Nadu State Election Commission,
Jawaharlal Nehru Road,
Koyambedu,
Chennai - 600 106.
2. The District Collector,
Dharmapuri District,
Dharmapuri.
3. The Returning Officer/Block Development Officer,
Palacode Taluk,
Dharmapuri District.
4. Ganapathy
5. Madhappan
6. Devaraj

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the Respondent authorities to produce the CCTV recording pertaining to counting process of P. Chettihalli Panchayat, Palacode Taluk, Dharmapuri District and consequently direct the Respondent authorities to recount the ballot papers pertaining to P. Chettihalli Panchayat, Palacode Taluk, Dharmapuri District by taking into consideration only the ballot papers having serial numbers recorded on the ballot paper account under Rule 58(4)(A) and 64(2) of the Tamil Nadu Panchayat Election Rules, 1995.

For Petitioner : Mr. S. Thanka Sivan

For Respondents: Mr. AR.L. Sundaresan,
Senior Counsel assisted by
Mr. B. Nedunchezhiyan,
Learned Standing Counsel (for R1)

Mr. V. Jayaprakash Narayanan,
Government Pleader
(for R2)

O R D E R

When it is pointed out by the Learned Senior 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.

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 Accordingly, the Writ Petition is dismissed as withdrawn granting such liberty.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

Sd/-
Assistant Registrar (CS-II)

//True Copy//

Sub Assistant Registrar

vjt

To

1. The Election Commissioner,
Tamil Nadu State Election Commission,
Jawaharlal Nehru Road,
Koyambedu,
Chennai - 600 106.

2. The District Collector,
Dharmapuri District,
Dharmapuri.

3. The Returning Officer/Block Development Officer,
Palacode Taluk,
Dharmapuri District.

+1cc to Mr.Ramesh Raja, Advocate SR.10307
+1cc to the Government Pleader SR.10037

W.P. No. 768 of 2020

MG (CO)
CB (24/02/2020)



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