

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 27.01.2020
CORAM
THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU
W.P. No. 1547 of 2020

R. Periyasamy

... Petitioner

-vs-

1. The State Election Commissioner,
Local Body Election,
100 Feet Road, Opposite: Koyambedu Bus Stand,
Koyambedu,
Chennai.
2. The Returning Officer/Commissioner,
Block Development Officer, (B.Pt),
Pallipalayam Panchayat Union,
Pallipalayam,
Namakkal District.
3. The Assistant Returning Officer,
Pallipalayam Panchayat Union,
Pallipalayam,
Namakkal District.
4. C. Periyasamy ... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the First Respondent to conduct enquiry and verify the entire ballot papers compare with CCTV footage and signatures of the booth officials and counting officials and re-count the votes and declare the result for the post of Namakkal District Panchayat Ward Member No. 15.

For Petitioner : Mr. C. Prakasam

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

Mr. V. Jayaprakash Narayanan,
Government Pleader (for R2 and R3)

O R D E R

Mr. AR.L. Sundaresan, Learned Senior Counsel assisted by Mr. B. Nedunchezhiyan, Learned Standing Counsel takes notice for the First Respondent and Mr. V. Jayaprakash Narayan, Learned Government Pleader takes notice for the Second and Third Respondents.

2. 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.

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 Accordingly, the Writ Petition is dismissed as withdrawn granting such liberty.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

Sd/-
Asst.Registrar (CS III)

/true copy/

Sub Asst. Registrar

vjt
To

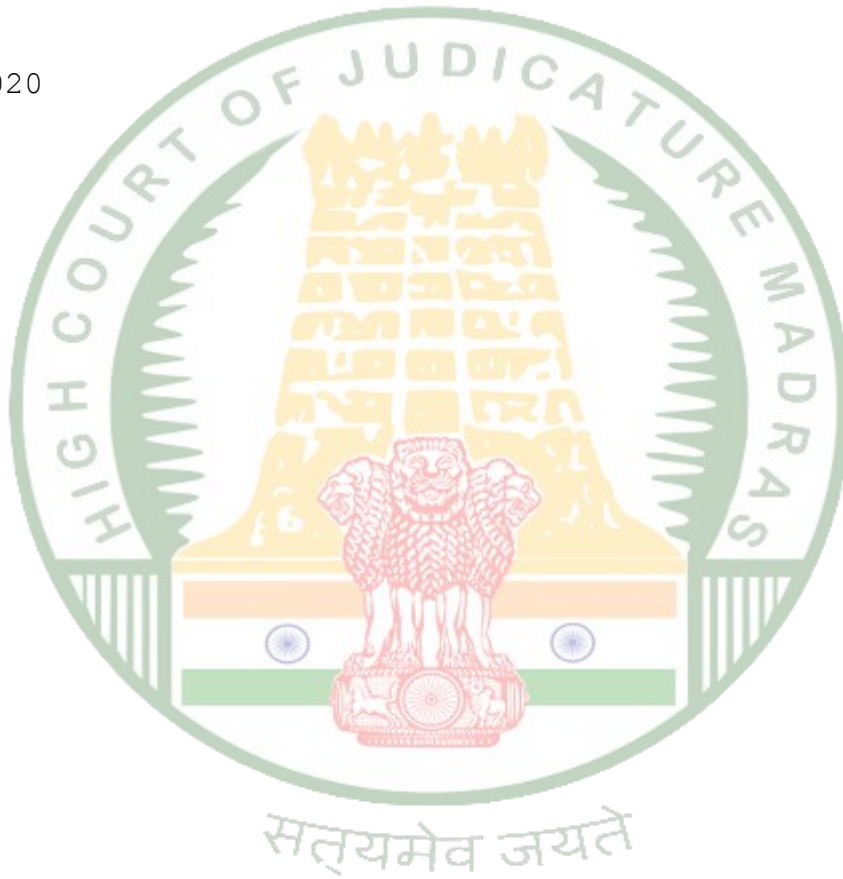
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+1 cc to M/s.C.prakasam Advocate sr5855

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