IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 31.01.2020

CORAM

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

W.P.No.2175 of 2020

G.Jayaprakas ... Petitioner

-vs-

1. The Retuning Officer cum Block Development Officer
   Udumalpet Panchayat Union
   Udumalpet - 642126.

2. The District Collector,
   District Election Officer,
   Tirupur District.

3. The State Election Commissioner,
   100 feet Road, Vadapalani,
   Chennai - 26.

4. A.Kamachi ... Respondents

Prayer:-
Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the First Respondents to recount the votes in respect of Kanakampalayam Panchayat President counted on 3-1-2020 at Government Arts College Udumelpet, Tiruppur District as requested in the representation dated 10-1-2020.

For Petitioner : Mr.M.Devaraj

For Respondents: Mr.V.Jayaprakash Narayanan,
Government Pleader
(for R1 and R2)

Mr.AR.L.Sundaresan,
Senior Counsel assisted by
Mr.B.Nedunchezhiyan,
Learned Standing Counsel (for R3)

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O R D E R

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

2. When it is pointed out by the Learned Senior Counsel appearing for the Third 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 Accordingly, the Writ Petition is dismissed as withdrawn granting such liberty.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/-
Assistant Registrar(CS I)

//True Copy//

Sub Assistant Registrar

dm

To

1. The Retuning Officer cum Block Development Officer
   Udumalpet Panchayat Union
   Udumalpet - 642126.

2. The District Collector,
   District Election Officer,
   Tirupur District.

3. The State Election Commissioner,
   100 feet Road, Vadapalani,
   Chennai - 26.

+1cc to Mr.M.Devaraj, Advocate, S.R.No.7535
+1cc to the Government Pleader, S.R.No.8653

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