

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 25.02.2020
CORAM
THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU
W.P. No. 4637 of 2020
and
W.M.P. No. 5499 of 2020

T.Amutha

... Petitioner

Vs.

1. The Tamil Nadu State Election Commission
Rep. By its Secretary
No.208/2, Jawaharlal Nehru Road
Opp. To CMBT, Arumbakkam
Chennai - 106.
2. The District Collector/
District Election Officer
Salem District, Salem.
3. The Returning Officer cum
Block Development Officer
Panamarathupatti Panchayat Union
Salem District.
4. Kamala

... Respondents

Petition filed under Article 226 of the Constitution of India, for issue of Writ of Mandamus, directing the Respondents 1 to 3 to re-count the votes in respect of the post of District Panchayat Ward Member at 18th Ward of Panamarathupatti Panchayat Union, Salem District within a reasonable time.

For Petitioner : Mr. A.M.Esakkiappan
For Respondents: Mr. B.Nedunchezhiyan (For R1)
Mr. V.Jayaprakash Narayanan
(For R2 & R3)
Government Pleader

W E B C O P Y
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 and Third 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 Accordingly, the Writ Petition is dismissed as withdrawn granting such liberty.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/-

Asst.Registrar (CS IV)

/true copy/

Sub Asst. Registrar

may
To

1. The Secretary
The Tamil Nadu State Election Commission
No.208/2, Jawaharlal Nehru Road
Opp. To CMBT, Arumbakkam
Chennai - 106.
2. The District Collector/
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Panamarathupatti Panchayat Union
Salem District.

+1 cc to the Government Pleader sr16750
+1 cc to Mr.A.Esakkiappan Advocate sr16429

W.P. No. 4637 of 2020

aa15/05/2020