

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.03.2020

CORAM

THE HONOURABLE MR.JUSTICE M.M. SUNDRESH
AND
THE HONOURABLE MR.JUSTICE KRISHNAN RAMASAMY

W.P.No.34993 of 2019

Bharathiya Motor Morcha,
Rep.by its Founder / President,
S.Pandiyarajan Regavendra Store Complex
Mettupalayam Road, Karamadai
Coimbatore

... Petitioner

Vs

1. The State Election Commissioner,
Tamil Nadu State Election Commission,
Inner Ring Road,
Jai Nagar, Koyambedu,
Chennai - 600 106.
2. The District Collector,
Collectorate, Coimbatore.
3. The Commissioner,
Karamadai Panchayat Union
Cum Returning Officer,
Maruthur Panchayat Office,
Maruthur Village,
Karamadai Taluk, Coimbatore.

4. D.Poornima

... Respondents

Prayer : Writ Petition filed under 226 of the Constitution of India to issue a writ of mandamus directing the respondents more particularly the 3rd respondent / Returning Officer to take into account the documents submitted by the petitioner herein while scrutinizing the application of the 4th respondent who had submitted her nomination for the Election to the post of Village Panchayat President of the Maruthur Village Panchayat in the Karamadai Taluk, Coimbatore District.

For Petitioner : Mr.S.Senthilkumar

Mr.B.Nedunchezhiyan,
Standing Counsel for R1
For Respondents : Mr.V.Jayaprakash Narayanan
Government Pleader for R2 & R3
R4- Not ready

ORDER

(Order of the Court was made by M.M.SUNDRESH,J)

Learned Government Pleader appearing for the respondents 2 and 3 submitted that the election itself was already over. Therefore, the remedy open to the petitioner is only under Section 258 of the Tamil Nadu Panchayat Act, 1994.

2. In view of the said submissions, the Writ Petition is dismissed as infructuous. However, granting liberty to the petitioner to challenge the same in the manner known to law. No costs.

Sd/--

Asst.Registrar (CS-III-MDU)

/true copy/

Sub Asst. Registrar

ms

To

1.The State Election Commissioner,
Tamil Nadu State Election Commission,
Inner Ring Road,
Jai Nagar, Koyambedu,
Chennai - 600 106.

2.The District Collector,
Collectorate,
Coimbatore.

3.The Commissioner,
Karamadai Panchayat Union
Cum Returning Officer,
Maruthur Panchayat Office,
Maruthur Village,
Karamadai Taluk, Coimbatore.

+1 CC to the Government Pleader SR 22692

W.P.No.34993 of 2019

KK (CO)
SP (16/07/2020)



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