



WEB COPY

W.P(MD)No.230 of 2020

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.01.2020

CORAM:

THE HONOURABLE MR.JUSTICE M.DURAI SWAMY

AND

THE HONOURABLE MR.JUSTICE T.RAVINDRAN

W.P(MD)No.230 of 2020

and

W.M.P(MD)No.142 of 2020

P.Perumayee

... Petitioner

Vs.

1.The State Chief Election Officer,
State Election Commission,
Government of Tamil Nadu,
Jawaharlal Nehru Road,
Jainagar,
Koyembedu,
Chennai.

2.The District Election Officer / District Collector,
Dindigul District.

3.The Election Officer / Block Development
Officer (Village Panchayat),
Batlagundu,
Dindigul District.

4.P.Muthu

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, to direct the respondents 1 to 3 to recount the votes for the post of Councilor of Ward No.6, Batlagundu Union Council, Dindigul District based on the petitioner's representation dated 02.01.2020 within a time frame fixed by this Court.

For Petitioner	: Mr.V.Selva
For R - 1	: Mr.K.Chellapandian, Additional Advocate General.
For RR 2 & 3	: Mr.VR.Shanmuganathan, Special Government Pleader.

ORDER

(Order of the Court was made by **M.DURAI SWAMY, J.**)

The petitioner has filed the above Writ Petition to issue a Writ of Mandamus, directing the respondents 1 to 3 to recount the votes for the post of Councilor of Ward No.6, Batlagundu Union Council, Dindigul District based on the representation dated



2.Though the petitioner has got alternate remedy by way of an Election Petition under Section 258 of the Tamil Nadu Panchayat Act, 1994, the petitioner has filed the Writ Petition under Article 226 of the Constitution of India seeking for the relief as mentioned above.

3.Since the petitioner has approached this Court without exhausting the alternate remedy, we are not inclined to entertain the Writ Petition. Accordingly, the Writ Petition is dismissed. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

ps

To

1.The State Chief Election Officer,
State Election Commission,
Government of Tamil Nadu,
Jawaharlal Nehru Road,
Jainagar, Koyembedu,
Chennai.

2.The District Election Officer / District Collector,
Dindigul District.

3.The Election Officer / Block Development
Officer (Village Panchayat),
Batlagundu,
Dindigul District.

+1 CC to MR.V.SELVA, Advocate (SR-596[F] dated 07/01/2020)

+1 CC to SPL.GP (SR-1057[F] dated 09/01/2020)

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07.01.2020

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