



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.12.2020

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THE HONOURABLE MR.JUSTICE **ABDUL QUDDHOSE**

W.P. (MD) Nos.5293, 5325, 9545 and 5380 to 5399 of 2009

and

M.P. (MD) Nos.1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1,
1, 1, 1, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2,
2, 2 and 3 of 2009

S.A.Manikandaraja	... Petitioner in WP(MD).No.5293/2009
1. V.S.Raja	
2. P.Yogesakaran	
3. K.Arul Rose Mary	... Petitioners in WP(MD). 5325/ 2009
T. Gnopathy,	.. Petitioner in WP(MD).5380 / 2009
V.Gnanam	.. Petitioner in WP(MD).5381 / 2009
S.S.Mani,	.. Petitioner in WP(MD).5382 / 2009
P. Meenakshi Sundram,	.. Petitioner in WP(MD). 5383/ 2009
S. Valliammal,	.. Petitioner in WP(MD).5384 / 2009
T. Vanaraj,	.. Petitioner in WP(MD). 5385/ 2009
P. John Kennady	.. Petitioner in WP(MD). 5386/ 2009
V. Ramaraj,	.. Petitioner in WP(MD).5387 / 2009
D. Murugesan,	.. Petitioner in WP(MD).5388 / 2009
M.Gurusamy,	.. Petitioner in WP(MD). 5389/ 2009
M.Gnanavel,	.. Petitioner in WP(MD). 5390/ 2009
M.Gopalakrishnan,	.. Petitioner in WP(MD).5391 / 2009
K. Maheswari,	.. Petitioner in WP(MD).5392 / 2009
M. Selvaraj,	.. Petitioner in WP(MD).5393 / 2009
P. Nagalakshmi,	.. Petitioner in WP(MD). 5394/ 2009
K. Umadevi,	.. Petitioner in WP(MD). 5395/ 2009
G. Gopalakrishnan,	.. Petitioner in WP(MD). 5396/ 2009
L. Palaniguru,	.. Petitioner in WP(MD). 5397/ 2009
M. Murugan,	.. Petitioner in WP(MD). 5398/ 2009
G. Nagaraj,	.. Petitioner in WP(MD). 5399/ 2009



S.A.Manikandaraja

... Petitioner in WP(MD). 9545/ 2009

Vs.

- 1.The State of Tamil Nadu,
represented by its Principal Secretary,
Municipal and Water Supplies Department,
Fort St.George Chennai - 600 009.
- 2.The Commissioner of Municipal Administration,
Chepauk, Chennai.
- 3.The Regional Director of Municipal Administration,
Palayamkottai, Tirunelveli District.
- 4.The Commissioner,
Rajapalayam Municipality,
Rajapalayam, Virudhunagar District.
- 5.Rathinam,
Former Chairperson,
Rajapalayam Municipality, Rajapalayam,
Virudhunagar District.

:Respondents in WP(MD).NO.5293/2009,
5325/2009 and 5380 to 5399/2009

1. The State of Tamil Nadu Rep. by its Principal Secretary,
Municipal and Water Supplies Department,
Fort St.George, Chennai-600 009.
- 2.The State Election Commission,
Represented by its Secretary, Chennai.
- 3.The State Election Officer / Commissioner of Municipal
Administration, Chepauk, Chennai.
4. The District Election Officer, District Collector,
Virudhunagar District.

... Respondents in WP(MD). 9545/ 2009

COMMON PRAYER IN WP(MD).NOS.5293, 5380 TO 5399/2009:- Petition filed under Article 226 of the Constitution of India seeking a Writ of Certiorarified Mandamus,to call for the records in G.O.Ms.No.70 (Municipal Administration and Water Supplies), dated 18.05.2009 and quash the same and further direct the respondents herein to allow the Municipal Council duly elected on 15.10.2006 to discharge the function.



Prayer in WP(MD). 9545/ 2009 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a writ of Certiorarified Mandamus, calling for the records in S.O.No.47/2009/TNSEC/ME-1 (Tamil Nadu State Election Commission) dated 16.9.2009 with respect to th casual election of Rajapalayam Municipal Council quash the same.

WP.(MD).NO.5325 OF 2009:

Wirt Petition filed to issue a Writ of Certiorarified Mandamus calling for the records of the 1st Respondent dated 18.05.2009 in G.O.Ms.No.70(Municipal Administration and Water Supplies) and quash the same and direct the 1st respondent to take necessary action against the 5th respondent for ther failure as chairman and allow the Rajapalayam Municipal Council duly elected on 15.10.2006 to discharge its function as provided under Article V of 1920.

For Petitioner :Mr.K.Ragatheesh Kumar
for M/s.Isaac Chambers
in WP(MD)Nos.5293/2009, 9545/2009

: Mr.N.Dilip Kumar
in 5325/2009

: Mr.P.H.Manoj Randian
in WP(MD).Nos.5380 of 2009 to 5399 of 2009

For Respondents :Mr.C.Ramesh
Special Government Pleader for R1 to R3
WP(MD)Nos.5293, 5325, 5380 to 5399/2009 and
for R1 to R4 in WP(MD).No.9545/2009.

:Mr.Pala.Ramasamy, Advocate for R4
in WP(MD).Nos.5293, 5325, 5380 to 5399/2009

:Mr.P.Srinivas Advocate for R5 in
WP(MD).Nos.5293, 5325, 5380 to 5399/2009.

COMMON ORDER

(These petitions were heard through Video Conferencing)

All the Writ Petitions arise out of the same subject matter, namely, the conduct of the local body election in the State of Tamil Nadu for the year 2006. Subsequent to the said election, several local body elections have taken place and results have also been declared and persons elected have also taken charge and their tenure has also come to an end. Therefore, the prayer sought for in all these Writ Petitions have now become infructuous and no further adjudication is required to be given by this Court.



2.In the result, these Writ Petitions are dismissed as infructuous. No costs. Consequently, connected miscellaneous petitions are closed.

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Sd/-

Assistant Registrar

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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To

- 1.The Principal Secretary,
The State of Tamil Nadu,
Municipal and Water Supplies Department,
Fort St.George Chennai - 600 009.
- 2.The Commissioner of Municipal Administration,
Chepauk, Chennai.
- 3.The Regional Director of Municipal Administration,
Palayamkottai, Tirunelveli District.
- 4.The Commissioner,
Rajapalayam Municipality,
Rajapalayam, Virudhunagar District.
- 5.The Secretary,
State Election Commission,
Chennai.
- 6.The State Election Officer / Commissioner of Municipal
Administration, Chepauk, Chennai.
- 7.The District Election Officer, District Collector, Virudhunagar
District.

+1cc to Special Government Pleader Sr.No.25148

W.P. (MD)Nos.5293, 5325, 9545 and 5380 to 5399 of 2009
and

M.P. (MD)Nos.1, 1, 1, 1, 1, 1,1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1,
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2, 2 and 3 of 2009

NR (11/01/2020) 4P : 9C

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