



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :09.01.2020

CORAM

THE HONOURABLE MR.JUSTICE M.DURAI SWAMY

AND

THE HONOURABLE MR.JUSTICE T.RAVINDRAN

W.P(MD)No.484 of 2020

and

W.M.P. (MD)No.367 of 2020

Selvarani

... Petitioner

Vs.

1.The Secretary,
State Election Commission Government of
Tamil Nadu,
Koyambedu, Chennai.

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

3.The Returning Officer,
O/o Boothalur Panchayat Union,
Boothalur Post and Taluk,
Thanjavur District.

4.Kanakavalli

... Respondents

Prayer : Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus to declare that the petitioner as elected for the post of President of Aachampatty Village Panchayat, Thanjavur District.

For Petitioner	: Mr.P.Ganapathy Subramanian
For Respondents	: Mr.AR.L.Sundaresan
	Senior Counsel
	for Mr.Raja Karthikeyan for R.1
	Mr.K.Chellapandian
	Additional Advocate General
	assisted by
	Mr.VR.Shanmuganathan
	Special Government Pleader for R.2 & R.3

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 to declare that the petitioner as elected for the post of President of Aachampatty Village Panchayat, Thanjavur District.



2. So far as the relief sought for in the writ petition is concerned, the petitioner has got alternative remedy by way of an election petition under Section 258 of the Tamil Nadu Panchayats Act, 1994. Without exhausting the same, the petitioner filed the writ petition seeking for the said relief, which cannot be entertained by this Court.

3. In such view of the matter, we are not inclined to entertain the writ petition. Accordingly, the Writ Petition is dismissed. There shall be no order as to costs. Consequently, the connected Miscellaneous Petitions are also dismissed.

Sd/-

Assistant Registrar (P&A)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

rsb

To

1.The Secretary,
State Election Commission Government of
Tamil Nadu,
Koyambedu, Chennai.

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

3.The Returning Officer,
O/o Boothalur Panchayat Union,
Boothalur Post and Taluk,
Thanjavur District.

+1 CC to SPL.GP (SR-1303[F] dated 10/01/2020)

+1 CC to Mr.RAJA.KARTHIKEYAN, Advocate (SR-1575[F] dated
10/01/2020)

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MK (23.01.2020) 2P 6C