



WEB COPY

W.P (MD) Nos.3350 and 3351 of 2020

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED:19.02.2020

CORAM:

THE HONOURABLE MRS.JUSTICE PUSHPA SATHYANARAYANA

W.P (MD) Nos.3350 and 3351 of 2020

and

W.M.P (MD) Nos.2806 and 2807 of 2020

- 1.M.Poomari,
Wife of R.Murugesan,
9th Ward Councilor,
residing at No.20/2,East Street,
Peekilipatti Village, Kovilpatti Union,
Ettaiyapuram Taluk, Tuticorin District.
... Petitioner in W.P (MD) No.3350 of 2020
- 2.M.Ponnudurai,
Son of Madasamy,
12th Ward Councilor,
521a, 29/5, Shanmuga Sigamani Nagar,
Pandavarmangalam Union,
Kovilpatti Panchayat Union,
Tuticorin District.
...Petitioner in W.P (MD) No.3351 of 2020
- Vs.
- 1.The District Collector,
Tuticorin,
Tuticorin District.
- 2.The Assistant Director (Panchayat),
Kovilpatti Union,
Tuticorin District.
- 3.The Block Development Officer,
Panchayat Union Office,
Kovilpatti,
Tuticorin District.
- 4.The Chairman,
Kovilpatti Panchayat Union,
Tuticorin District.
... Respondents in both W.Ps'

Common Prayer: Writ Petitions filed under Article 226 of the Constitution of India praying this Court to issue a Writ of Mandamus forbearing the respondents from conducting any meeting of the Panchayat Union Council of Kovilpatti Panchayat Union without following the procedure contemplated under the Tamil Nadu

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Panchayats (Quorum and Procedure for the Convening and Conduct of Meetings of Village Panchayats) Rules, 1999.

For Petitioner : Mr. Prabhu Rajadurai,
in both W.Ps' for M/s. R. Maheswaran

For Respondents : Mrs. J. Padmavathi Devi,
1 and 2 Special Govt. Pleader

For Respondent-3 : Mr. A. Thiagarajan
in both W.Ps' Government Advocate

COMMON ORDER

These Writ Petitions have been filed seeking issuance of a Writ of Mandamus forbearing the respondents from conducting any meeting of the Panchayat Union Council of Kovilpatti Panchayat Union without following the procedure contemplated under the Tamil Nadu Panchayats (Quorum and Procedure for the Convening and Conduct of Meetings of Village Panchayats) Rules, 1999.

2. Mrs. J. Padmavathi Devi, learned Special Government Pleader takes notice for the respondents 1 and 2 and Mr. A. Thiagarajan, learned Government Advocate takes notice for the third respondent.

3. By consent of parties, the main Writ Petitions are taken up for final disposal.

4. The Petitioners are Ward Councilors of Kovilpatti Panchayat Union. The learned counsel for the Petitioners would submit that as per the rules, before conducting any meeting of Panchayat Union, notice has to be given to its members giving three days clear time and without serving of any such valid notice, the meeting is held to be invalid. Citing the said rules, the learned counsel for the Petitioners pointed out that the Petitioner in W.P (MD) No. 3350 of 2020 had not received any notice till date and the Petitioner in W.P (MD) No. 3351 of 2020 had received notice on 18.2.2020 for the meeting that is scheduled to be held on 20.2.2020.

5. The learned Special Government Pleader appearing for the respondents 1 and 2 produced a proceeding of the Chairman of Kovilpatti Panchayat Union, in Proceedings No. Aa3/0948/2020, dated 18.2.2020. The said communication states that the meeting scheduled on 20.2.2020 is adjourned, without fixing further date for conducting the said meeting, for administrative reasons. As the meeting itself is already postponed, the Petitioners cannot



W.P (MD) Nos.3350 and 3351 of 2020

have any grievance regarding the conduct of meeting scheduled to be held on 20.2.2020.

6.Recording the above said proceedings, dated 18.2.2020, these Writ Petitions stand dismissed. No costs. Consequently, connected Miscellaneous Petitions are dismissed.

Sd/-

Assistant Registrar (RECORDS)

// True Copy //

/ /2020

Sub Assistant Registrar (CS)

vsn

To

1.The District Collector,
Tuticorin,
Tuticorin District.

2.The Assistant Director (Panchayat),
Kovilpatti Union,
Tuticorin District.

3.The Block Development Officer,
Panchayat Union Office,
Kovilpatti,
Tuticorin District.

4.The Chairman,
Kovilpatti Panchayat Union,
Tuticorin District.

+1 CC to SPL.GP (SR-7275[F] dated 20/02/2020)

+1 CC to MR.R.MAHESHEARAN, Advocate (SR-7136[F] dated 19/02/2020)

COMMON ORDER MADE IN

W.P (MD) Nos.3350 and 3351 of 2020

and

W.M.P (MD) Nos.2806 and 2807 of 2020

19.02.2020

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