

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.03.2021

CORAM :

THE HON'BLE MR.SANJIB BANERJEE, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE SENTHILKUMAR RAMAMOORTHY

W.P.No.6405 of 2021

B.Ramkumar Adityan ... Petitioner

-vs-

- 1 The Secretary
Department of Legal Affairs
Ministry of Law and Justice
4th floor, A Wing
Shastri Bhawan, New Delhi- 110 001.
- 2 The Chief Election Commissioner
O/o. The Election Commission of India
Nirvachan Sadan Ashoka Road
New Delhi-110 001.
- 3 The Secretary
Public (Elections) Department
Tamil Nadu Government Secretariat
St George Fort
Chennai- 600 009.
- 4 The Chief Electoral Officer
O/o. The Chief Electoral Officer
Tamil Nadu Government Secretariat
St George Fort, Chennai-600 009.
- 5 Saravanan
Member of Legislative Assembly
No.7.A Maruthu Pandiayar Nagar
4th Main Road, Sultan Nagar,
Narimedu, Madurai- 625 002.
- 6 Gautham Sigamani.Pon
Member of Parliament
No.6-4 Thirupanazhwal Street
Shanmughapuram Colony, Viluppuram- 605 602.

- 7 Annadurai.C.N
Member of Parliament
No.370/1 Kattuputhur Devanamattu Village
Thiruvannamalai Taluk- 606 802.
- 8 Baalu.T.R
Member of Parliament
No.23 United India Colony
First Cross Street, Kodambakkam
Chennai- 600 024.
- 9 Chinraj A.K.P
Member of Parliament
No.2/142 Kallaiyankadu
Alampatti, Rasipuram Taluk- 637 505.
- 10 Parthiban.S.R
Member of Parliament
No.133/3 Gayathiri Nagar
Behind M.D.S. Nagar, Hasthampatty
Salem- 636 007.
- 11 Raveendranathkumar.P
Member of Parliament
No.54 North Agraharam
Thenkarai, Periyakulam-625 601.
- 12 Selvam G
Member of Parliament
No.148 Mariamman Koil Street
Siruvedal Village
Kancheepuram Taluk-631 561.
- 13 Subbarayan.K
Member of Parliament
No.18.A.V.Layout 5th street
Gandhi Nagar, Padmavadhipuram
Tiruppur- 641 603.
- 14 Shanmugasundaram.K
Member of Parliament
No.26.Perumalpudur
Kumaralingam Main Road, Amarayapatt
Madathukulam-642204.
- 15 Velusamy.P
Member of Parliament
No.2-229 Javathupatti
Oddanchatram Taluk, Dindugal Dist- 639 202.

- 16 Venkatesan.S
Member of Parliament
No.4 (3) Harvepatti
First Street, Madurai- 625 005.
- 17 Jothimani.S
Member of Parliament
No.7/116, Periyathirumangalar
Guddalore West
Chinnadharapuram-639 202.
- 18 Thirumaavalan.Thol
Member of Parliament
Keela Theru, Anganoor
Sennasinallur- 621 709.
- 19 Ramalingam.S
Member of Parliament
Srinivasanallur
Thirunageshwaram post
Kumbakonam-612 204.
- 20 Ramesh.T.R.V.S.
Member of Parliament
No.65 Kumbakonam Road
Panruti-607 106.
- 21 Gnanathiraviam
Member of Parliament
No.4/370 Panchayat Union Street
Avarikulam,
Radhapuram Taluk- 627 133.
- 22 Dhanush M.Kumar
Member of Parliament
No.177 Kamaraj Colony South Devthanam
Rajapalayam Taluk- 626 145.
- 23 Navaskani-K
Member of Parliament
No.4/106 Kuruvadi (V)
Avathandai post, Kadaladi Taluk
Ramanathapuram Post.
- 24 Manickam Tagore.B
Member of Parliament
No.1E/20 Brindhavana Street
Madurai- 626 006.

- 25 Karti.P.Chidambaram
Member of Parliament
No.87 Mothilal Street
Kandanur-Karaikudi- 630 104.
- 26 Smt.Kanimozhi
Member of Parliament
No.36 Thoothukudi Parliamentary Constituency
No.14 First Main Road
C.I.T.Colony, Mylapore
Chennai- 60 004.
- 27 Palanimanickam.S.S.
Member of Parliament
No.49 Pradhaba Simmapuram
Srinivasapuram
Thanjavur- 613 009.
- 28 Thirunavukkarasar.Su
Member of Parliament
Theeyathur post
Avudaiyarkovil Taluk- 614 629.
- 29 Dr.Chellakumar.A
Member of Parliament
No.S.76. 18th street
Anna Nagar West, Chennai-600 040.
- 30 Jagathrakshakan.S
Member of Parliament
No.1.1st Main Road
Kastrhuribai Nagar, Adyar,
Chennai- 600 020.
- 31 Dr.Kalanidh
Member of Parliament
No.A-3.6th Street Anna Nagar East
Chennai- 600 102.
- 32 Ganeshmurthi.A
Member of Parliament
No.H-45 Periyar Nagar
Erode- 638 001.
- 33 Ravikumar.D
Member of Parliament
No.30 Bharathi Madha Street
Tiruchitrambalam
Vanur Taluk- 605 111.

- 34 Dr.Jayakumar.K
Member of Parliament
No.189.Pinayur Colony
Pinayur Villagem
Uthiramerur Taluk-603 106.
- 35 Dr.Vishnuprasad
Member of Parliament
No.6 First Street East Abiramapuram
Mylapore, Chennai- 600 004.
- 36 Dr.Senthilkumar
Member of Parliament
No.12/9C Winding Driver Chinnasamy Street
Dharmapuri- 636 701.
- 37 Natarajan.P.R
Member of Parliament
No.1.E Annapoorna Layout
New Siddhapudur
Coimbatore- 641 044.
- 38 T.Sumathy alias Tamilachi Thangapandian
Member of Parliament
Plot No.8.1st Main Road
Raja Nagar, Neelankarai
Chennai- 600 115.
- 39 Selvaraj.M
Member of Parliament
No.2/350.Nochiyur
Kovil Sithamalli Po
Manargudi Taluk-
- 40 Dayanidhi Maran
Member of Parliament
No.36.Raja Annamalaipuram
Boat Club 2nd Avenue
Chennai- 600 028.
- 41 Kathir Anand
Member of Parliament
No.7.5th East Cross Street
Gandhi Nagar, Vellore- 632 006. .. Respondents

Petition filed under Article 226 of the Constitution of India
praying for issue of Writ of Mandamus directing the second
respondent to take appropriate action against the respondents 5
to 41 as per provisions of Section 125A of the Representation of

People Act, 1951 and consequently direct the respondents 2 and 4 to educate the Returning Officers, Voters, Contesting Candidates and Political parties to ensure nominations and affidavits are perfect in all aspects.

For Petitioner : Mr.S.Sankar

For Respondents : Mr.Niranjan Rajagopalan
for Respondent Nos.2 to 4

ORDER

(Order of the Court was made by The Hon'ble Chief Justice)

The petitioner complains of certain perceived anomalies in the previous election to suggest that the Election Commission should be more vigilant.

2. The assembly elections are due to be held on April 6, 2021.

3. It is too late in the day for any fresh directions to be issued to the Election Commission or for the Election Commission to adopt any novel procedure. There is no doubt that the Election Commission will address every detail to ensure that there are no mistakes and that the elections are free and fair.

4. W.P.No.6405 of 2021 is disposed of by requesting the Election Commission to take note of the mistakes pointed out by the petitioner and adopt the remedial measures, if possible. There will be no order as to costs.

Sd/-

Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

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To:

- 1 The Secretary
Department of Legal Affairs
Ministry of Law and Justice
4th floor, A Wing
Shastri Bhawan, New Delhi- 110 001.

2 The Chief Election Commissioner
O/o. The Election Commission of India
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O/o. The Chief Electoral Officer
Tamil Nadu Government Secretariat
St George Fort, Chennai-600 009.

+lcc to Mr.G.R.Associates , Advocate SR.No. 16434

W.P.No.6405 of 2021

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