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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.10.2021

CORAM

THE HONOURABLE Mr. JUSTICE G.K.ILANTHIRAIYAN

WP.No.30151 of 2013
and
M.P.Nos.1 & 2 of 2013

N K Kuppuraj(died)

.. Petitioner

Vs

- 1.The District Collector,
Office of the District Collector,
Kancheepuram-1.
- 2.The District Revenue Officer,
Office of the District Collector,
Kancheepuram-1.
- 3.The Tahsildar, Sriperumpudhur,
Kancheepuram District.
- 4.The Village Administrative Officer,
Ezhichur Village, Sriperumpudhur Taluk,
Kancheepuram District.

5.N B Stalin

.. Respondents

Prayer :- Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorari to call for the records pertaining to the impugned enquiry proceedings in Na.Ka.No.27942/2011/N3 dated 08.10.2013 on the file of the 1st respondent and quash the same as illegal, void and without jurisdiction.



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For Petitioner : Mr.D.Rajagopal
For RR1 to 4 : Mr.M.R.Gokul Krishnan,
Government Advocate
For R5 : Mr.V.Manoharan

ORDER

This writ petition is filed to issue a Writ of Certiorari to call for the records pertaining to the impugned enquiry proceedings in Na.Ka.No.27942/2011/N3 dated 08.10.2013 on the file of the 1st respondent and quash the same.

2. The learned counsel for the petitioner submitted that the sole petitioner died. The second respondent also issued impugned notice to the dead person i.e. father of the petitioner herein. Therefore, the impugned summon cannot be sustained and liable to be set aside.

3. Accordingly, the impugned enquiry proceedings dated 08.10.2013 is set aside and the writ petition is allowed. However, the second respondent is directed to issue fresh notice to the legal heirs of the deceased petitioner and the counter parties, if any, and conduct enquiry after giving them opportunity of hearing, and pass orders on merits and in accordance with law within a period of sixteen weeks from the date of receipt of copy of this order. Consequently, connected miscellaneous petitions are closed. No order as to costs.

Sd/-
Assistant Registrar (CS-LA)

// True Copy //

Sub Assistant Registrar

lok

To

1.The District Collector,
Office of the District Collector,
Kancheepuram-1.



2.The District Revenue Officer,
Office of the District Collector,
Kancheepuram-1.

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3.The Tahsildar, Sriperumpudhur,
Kancheepuram District.

4.The Village Administrative Officer,
Ezhichur Village, Sriperumpudhur Taluk,
Kancheepuram District.

+1CC to The Government Pleader, SR.No. 52749

WP.No.30151 of 2013

CP(CO)

B.VC (02/11/2021)