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W.P. No.7382 of 2017

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.11.2021

CORAM

THE HONOURABLE MR.JUSTICE R.SURESH KUMAR

W.P. No.7382 of 2017 and

W.M.P.No.8037 of 2017

J.Pradeepkumar

... Petitioner

Vs

The Commissioner
Ooty Municipality,
Ooty, Nilgiri District.

... Respondent

PRAYER : Petition filed Under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus directing the respondent to conduct an auction with respect to the shops situated at market complex of Udagamandalam Municipality as per G.O.Ms.No.92, dated 03.07.2007.

For Petitioner : Ms.D.Naveena
For Mrs.A.Arulmozhi

For Respondent : Mr.N.K.Ponraj

ORDER

The learned counsel appearing for the petitioner submits that since there has been no instruction from the petitioner for long time, the learned



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counsel has sent a registered letter to the petitioner to get latest instruction to get along with the case. However, the said letter has been returned as the addressee i.e., the petitioner left the address.

2. In view of the said development, the petitioner counsel is not able to contact the petitioner and the petitioner also has not come forward to give any instructions. Therefore, recording the same, a suitable order can be passed by this Court, the learned counsel contended.

3. In view of the aforestated facts and circumstances, since the petitioner has not come forward to give suitable instruction to the learned counsel to get along with the case, for want of prosecution, this Court feels that, this writ petition can be dismissed, accordingly it is dismissed. However, subsequently, if the petitioner comes forward to revive this writ petition by giving the reasons as to why he has not given instruction to the learned counsel to pursue this matter, this writ petition can be revived at that time depending upon the plausible reasons in this regard to be made by the petitioner by filing appropriate application.



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4. With the aforesaid observation and liberty, this Writ Petition is dismissed as there has been no instruction from the petitioner. No costs. Consequently, connected miscellaneous petition is closed.

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Index : Yes / No

Speaking Order : Yes / No

Sgl

To

The Commissioner
Ooty Municipality,
Ooty, Nilgiri District.



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R.SURESH KUMAR, J.

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