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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.11.2021

CORAM

THE HONOURABLE MR.JUSTICE KRISHNAN RAMASAMY

W.P.No.32997 of 2017

K.Rajagopal

... Petitioner

Vs.

1. The Election Commission of India,
Nirvachan Sadan, New Delhi.
2. The Chief Electoral Officer,
Fort St.George,
Secretariat,
Chennai - 600 009.
3. The Returning Officer,
Zone-4, Corporation of Chennai,
No.11, Dr.Radhakrishnan Nagar Assembly
Constituency (By-Election)
T.H.Road, Tondiarpet.
4. The Inspector of Police,
M.K.B.Nagar Police Station,
M.K.B.Nagar, Chennai.

... Respondents

PRAYER : Petition filed Under Article 226 of the Constitution of India praying to issue a order or direction in the nature of Writ of Mandamus directing the third respondent to release the vehicle owned by the petitioner namely the Innova Car bearing Registration No.TN-20-CK-6666 by disposing of the representation dated 11.12.2017 made to the third respondent.

For Petitioner : No appearance

For R1 to R3 : Mr.Niranjan Rajagopalan
for M/s.G.R. Associates

For R4 : Mr.K.M.D.Muhilan
Government Advocate



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O R D E R

This writ petition was filed on the pretext that the Innova Car bearing Registration No.TN-20-CK-6666 was seized and, therefore, the writ petition was filed to release the vehicle.

2. The learned counsel appearing for the respondents 1 to 3 submits that no such car is available in their custody. The learned counsel for the 4th respondent submitted that they got instructions from the 4th respondent/Police that the said car was not at all seized by the Police. However, this matter came up for hearing on last two occasions and none appeared for the petitioner. Even today (i.e. 18.11.2021), no one appeared for the petitioner. It shows that the petitioner is not interested in prosecuting the case.

3. Accordingly, the writ petition stands dismissed for non-prosecution. No costs.

Sd/-

Assistant Registrar (CS-VII)

//True Copy//

Sub Assistant Registrar

Pns

To

1. The Election Commission of India,
Nirvachan Sadan, New Delhi.
2. The Chief Electoral Officer,
Fort St.George, Secretariat, Chennai - 600 009.
3. The Returning Officer,
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No.11, Dr.Radhakrishnan Nagar Assembly
Constituency (By-Election)
T.H.Road, Tondiarpet.
4. The Inspector of Police,
M.K.B.Nagar Police Station, M.K.B.Nagar, Chennai.

+1cc to M/s.G.R.Associates, Advocate SR. No. 59562

+1cc to the Government Pleader SR. No.60043

W.P.No.32997 of 2017

PMK (CO)

PR (07/12/2021)