



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.02.2022

CORAM :

THE HON'BLE MR.MUNISHWAR NATH BHANDARI, CHIEF JUSTICE
AND
THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.(MD) No.3091 of 2022

Thirumalaisamy

..Petitioner

Vs

1. The State of Tamilnadu
rep. by the Chief Electoral Officer
Public (Elections) Department
Fort St. George, Secretariat
Chennai - 600 009.
2. Tamil Nadu State Election Commission
rep. by the Tamil Nadu State Election Commissioner
Arumbakkam, Chennai.
3. The District Election Officer/District Collector
Office of the District Collector
Tenkasi District.
4. The Tahsildar
Kadaiyanallur Taluk
Tenkasi District.
5. The Tahsildar
Ottapidaram Taluk
Thoothukudi District.
6. The Revenue Divisional Officer
Kadaiyanallur
Tenkasi District.
7. The Assistant Election Officer/
Block Development Officer
Kadaiyanallur, Tenkasi District.
8. The Municipal Commissioner
Puliyangudi Municipality
Tenkasi District.
9. Vijaya

..Respondents



Prayer: Petition filed under Article 226 of the Constitution of India praying for a writ of mandamus to direct respondents 5 and 6 to conduct enquiry and cancel the community certificate obtained by 9th respondent in certificate number TN-5202202021794 issued by 5th respondent dated 5.2.2022 in accordance with law within the stipulated time.

For the Petitioner : Mr.R.Alagumani

For the Respondents : Mr.S.Sivashanmugam
Standing Counsel
for 1st respondent

: Mr.R.Shunmugasundaram
Advocate General
assisted by
Mr.P.Muthukumar
State Government Pleader
for respondents 2 to 8

ORDER

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

Learned counsel for the petitioner prays for withdrawal of the writ petition with liberty to approach the competent authority to challenge the caste certificate issued in favour of the 9th respondent on 05.02.2022 and further liberty to file an election petition, if the petitioner remains aggrieved by the result and the acceptance of nomination of the 9th respondent in the category of Scheduled Caste, though it is alleged that she does not belong to the said category.

2. In view of the above, the writ petition is dismissed as withdrawn with liberty as prayed for. No costs. Consequently, W.M.P.(MD) No.2710 of 2022 is closed.

Sd/-
Assistant Registrar(CS-II)

//True Copy//

Sub Assistant Registrar

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To:

1. The Chief Electoral Officer
State of Tamilnadu
Public (Elections) Department
Fort St. George, Secretariat
Chennai - 600 009.
2. The Tamil Nadu State Election Commissioner
Tamil Nadu State Election Commission
Arumbakkam, Chennai.
3. The District Election Officer/District Collector
Office of the District Collector
Tenkasi District.
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Kadaiyanallur Taluk
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7. The Assistant Election Officer/
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Kadaiyanallur, Tenkasi District.
8. The Municipal Commissioner
Puliyangudi Municipality
Tenkasi District.

+lcc to the Government Pleader, S.R.No.10806 (07/03/2022)

W.P. (MD) No.3091 of 2022

PMK (CO)
RGA (01/03/2022)