



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.03.2022

CORAM :

THE HON'BLE MR.MUNISHWAR NATH BHANDARI, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.4976 of 2022

S.Mohamed Abbas

.. Petitioner

Vs

1. The Tamil Nadu State Election Commission,
rep. by the State Election Commissioner,
208/2, Jawaharlal Nehru Road,
(Opp. to Koyambedu Bus Terminus),
Arumbakkam, Chennai - 600 106.

2. The Returning Officer,
Local Body Elections,
Greater Chennai Corporation,
Ribbon Building, Chennai-600 003.

3. The Assistant Returning Officer,
Zone-VII, Ambattur Zonal Office,
No.536, Chennai-Thiruvallur High Road,
Ambattur, Chennai-600 053.

4. M.Kamal

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying for a writ of mandamus directing the 1st and 2nd respondents to direct the third respondent to recount the votes in Ward No.86 in Greater Chennai Corporation election polled on 19.02.2022 and the results declared on 22.02.2022 by considering the petitioner's representation dated 23.02.2022.

For the Petitioner : Mr.G.Anandaraj

For the Respondents : Mr.S.Sivashanmugam
Standing Counsel
for respondent No.1



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: Mr.R.Shunmugasundaram
Advocate-General
assisted by
Mrs.Karthikaa Ashok
Standing Counsel
for respondent Nos.2 and 3

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 take the remedy of election petition to challenge the election.

2. In view of the above, the writ petition is dismissed as withdrawn with liberty as prayed for. There will be no order as to costs. Consequently, W.M.P.No.5105 of 2022 is closed.

Sd/-

Assistant Registrar (CS-VIII)

//True Copy//

Sub Assistant Registrar

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To:

1. The State Election Commissioner,
Tamil Nadu State Election Commission,
208/2, Jawaharlal Nehru Road,
(Opp. to Koyambedu Bus Terminus),
Arumbakkam, Chennai - 600 106.
2. The Returning Officer,
Local Body Elections, Greater Chennai Corporation,
Ribbon Building, Chennai-600 003.
3. The Assistant Returning Officer,
Zone-VII, Ambattur Zonal Office, No.536,
Chennai-Thiruvallur High Road, Ambattur, Chennai-600 053.

+2ccs to Mr.G.Anandaraj, Advocate SR. No. 14724
+1cc to M/s.Karthikaa Ashok, Advocate SR. No.14472
+1cc to Government Pleader SR. No.15016

W.P.No.4976 of 2022

NRL (CO)
PR (14/03/2022)