



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.06.2022

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

W.P. (MD) .No.8169 of 2012

and

M.P (MD) No.3 of 2012

1.S.M.Muthusami Aasari
2.V.L.Alagarsami Aasari
3.V.Aathinarayanan Aasari
4.S.Uthayakumar
5.R.Raja Murugan Aasari
6.Thangavel Aasari ... Petitioners

Vs.

1.The Commissioner of Police,
Madurai City,
Madurai.

2.The Inspector of Police,
Anti Land Grabbing Special Cell-Madurai City,
Tallakulam Police Inspector Residence Campus,
New Natham Road,
Madurai.

3.M.Balasubramanian ... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned summon, dated 28.04.2012 issued by the second respondent under Section 91 and 160 of Code of Criminal Procedure and quash the same and further directing the respondent Nos.1 and 2 not to proceed further with the complaint given by the third respondent herein in respect of the Trust property in door No.131 of West Masi Street, Madurai Town without following the due process of law.

For Petitioners : Mr.V.Meenakshisundaram
for D.Nallathambi
For R-1 & R-2 : Mr.D.Sasikumar
Additional Government Pleader
For R-3 : Mr.K.Jagadeesan



ORDER

The learned Counsel for the writ petitioner made the following endorsement:

"On instructions from the parties, the main writ petition becomes infructuous nothing survives for adjudication".

(extracted as such)

2. In view of the endorsement made by the learned Counsel for the writ petitioner, this Writ Petition is dismissed as infructuous. There shall be no order as to costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(Records)

// True Copy //

/06/2022

Sub Assistant Registrar(CS)

btr

Note :

In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate / litigant concerned.

To

1.The Commissioner of Police,
Madurai City, Madurai.

2.The Inspector of Police,
Anti Land Grabbing Special Cell-Madurai City,
Tallakulam Police Inspector Residence Campus,
New Natham Road, Madurai.

+1 CC to M/s.D. NALLATHAMBI, Advocate (SR-26162[F] dated 16/06/2022

Order made in

W.P. (MD) .No.8169 of 2012

15.06.2022

ac(CO)

TR(24.06.2022) 2P 4C