



WEB COPY



W.P.No.4793 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.02.2023

CORAM

**THE HON'BLE MR. JUSTICE C. V. KARTHIKEYAN**

Writ Petition No.4793 of 2023

Immanuel Lutheran Church,  
Ambur Synod-Indian Evangelical Lutheran Church,  
Registered under the Societies Registration Act XXI of 1860  
Represented by its Constitutional Committee Member,  
Neya Sundar,  
Mission Compound,  
Ambur – 635 802.

... Petitioner

Versus

1. The District Collector,  
Ambur, Vellore District.

2. The Tahsildar,  
Ambur, Vellore District.

3. Jaya Prasad (President)

4. John Sekaran (Secretary)

5. S.Walter Dansingh (Treasurer)

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the 1<sup>st</sup> and 2<sup>nd</sup> respondents to conduct fair election in their presence without interference of the 3<sup>rd</sup> to 5<sup>th</sup> respondents in Immanuel Lutheran Church, Ambur by appointing the law



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committee convenor as interim administrator as per their bye law by considering petitioner's representation dated 03.10.2022.

For Petitioner : Mr.M.Rakhi

For R1 & R2 : Mr.U.Baranidharan  
Additional Government Pleader

### ORDER

The Writ Petition has been filed in the nature of a Writ of Mandamus seeking a direction to the 1<sup>st</sup> and 2<sup>nd</sup> respondents to conduct fair election in their presence without interference of the 3<sup>rd</sup>, 4<sup>th</sup> and 5<sup>th</sup> respondents.

2. The petitioner had not given any representation to the 1<sup>st</sup> and 2<sup>nd</sup> respondents. They have no records in their hands. They have no idea what the elections are about. They have no idea who the 3<sup>rd</sup>, 4<sup>th</sup> and 5<sup>th</sup> respondents are. They have no idea as to why the 3<sup>rd</sup>, 4<sup>th</sup> and 5<sup>th</sup> respondents should be directed not to interfere with elections. They are totally unaware of all the facts and circumstances.



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3. The petitioner had given a representation to the Inspector of Police at Ambur Police Station.

4. A mandamus can never be directed to the 1<sup>st</sup> and 2<sup>nd</sup> respondents relating to an issue which they are totally oblivious of and ignorant of and have no idea and no records had been forwarded to them to take any action or not to take any action.

5. The Writ petition stands dismissed. The petitioner has liberty to take necessary steps in manner known to law. No order as to costs.

16.02.2023

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Index : Yes/No

Internet : Yes/No

Neutral Citation Case: Yes/No

To:

1. The District Collector, Ambur, Vellore District.

2. The Tahsildar, Ambur, Vellore District.



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C.V.KARTHIKEYAN,J.

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