



WEB COPY



W.P.No.955 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.01.2023

CORAM :

The Hon'ble Mr.JUSTICE M.SUNDAR

W.P.No.955 of 2023
and
W.M.P.Nos.933, 937 & 939 of 2023
in
W.P.No.955 of 2023

J.Sowmiya
D/o.Vasanthy

.. Petitioner

Vs.

1. The Registrar
Co-operative Department (Housing Section)
V.V.P.Nagar
Thattanchavady Post
Puducherry - 605 009.
2. The Administrator
Puducherry Health Employees Co-operative Housing
Society Ltd.,
Thattanchavady
Puducherry - 605 009.

.. Respondents

Writ petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorari, calling for the concerned records relating to the e-auction notification dated 12.12.2022 issued by the 2nd respondent



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published daily Dinamalar Newspaper and proceedings
No.5/6/1/29/RCS/Hsg/F2/99 dated 04.01.2023 passed by the 1st
respondent and quash the same.

For Petitioner : Mr.M.N.Kathir
For Respondents : Mr.P.S.Kothandaraman,
Government Advocate for Puducherry
for R1
Mr.R.Sreedhar
standing counsel for
Co-operative Societies for R2

ORDER

When the matter was taken up, Mr.M.N.Kathir, learned counsel on record for writ petitioner in the captioned writ petition submitted that the auction which was scheduled to be held yesterday and today did not take place (this writ Court is informed by learned State counsel who accepted notice for respondents that it did not take place as there were no bidders).

2. Learned counsel for writ petitioner sought leave of this writ Court to withdraw the captioned writ petition but requested to preserve all the rights and contentions of both sides if there is further litigation on the same cause of action. In the light of the facts and circumstances, this request is acceded to.



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3. Learned counsel on record for writ petitioner has made an endorsement in the captioned writ petition and scanned reproduction of the same is as follows:

Since IC action did
not take place, IC
writ petition may
be deemed as
withdrawn
-S. J. 12/11/23
Counsel for Petitioner

4. Learned counsel reiterates the aforementioned endorsement.

5. In the light of the trajectory thus far, captioned Writ Petition is disposed of as closed / withdrawn albeit preserving all the rights and contentions of both sides if there is further litigation on the same cause of action. Though obvious, it is made clear that this Court has not



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expressed any view or opinion in this order on the merits of the matter.

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Consequently, connected Writ Miscellaneous Petitions are also disposed of as closed /withdrawn. There shall be no order as to costs.

12.01.2023

Index: Yes/No

Speaking / Non-speaking order

Neutral Citation : Yes / No

mk

To

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Puducherry - 605 009.
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Puducherry Health Employees Co-operative Housing
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M.SUNDAR, J.,

mk

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