



W.P.No.34882 of 2005

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.01.2023

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THE HONOURABLE MRS.JUSTICE J.NISHA BANU

W.P.No.34882 of 2005

And

W.P.M.P.Nos.37773 and 37774 of 2005

R.Mutharasan

... Petitioner

Vs.

1.The State of Tamil Nadu
rep. by Secretary to Government,
Revenue Department,
Fort St.George,
Chennai – 600 009.

2.The Member Secretary
(Director of Land Reforms)
Tamil Nadu Agricultural Labour
Welfare Board,
Chepauk,
Chennai – 600 005.

... Respondents

Prayer:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus calling for the records from the first respondent relating to the impugned G.O.Ms.No.561 Revenue (L.R.I) dated 03.10.2005 and quash the said G.O. dated 03.10.2005 and direct the first respondent to reconstitute the Tamil Nadu



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Agricultural Labourers Welfare Board under the Tamil Nadu Agricultural Labourers Social Security and Welfare Scheme, 2001.

For Petitioner : Mr.M.Elumalai
for M/s.S.Ayyathurai

For Respondents : Mr.Silambanan
Additional Advocate General
Assisted By
Mrs.S.Mythreye Chandru
Special Government Pleader

O R D E R

On 25.01.2023, when the matter was taken up for hearing, there was no representation for the petitioner. Hence on 25.01.2023, the writ petition was directed to be listed under the caption 'for dismissal' on 30.01.2023. Today, even though the matter is listed under the caption 'for dismissal', the learned counsel appearing for the petitioner seeks short accommodation.

2.The writ petition has been filed seeking to quash G.O.Ms.No.561 Revenue (L.R.I) dated 03.10.2005 and to direct the first respondent to reconstitute the Tamil Nadu Agricultural Labourers Welfare Board under the Tamil Nadu Agricultural Labourers Social Security and Welfare Scheme, 2001.



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3.The first respondent has filed a counter affidavit, wherein, it is stated that since the Government have already ordered for the introduction and implementation of a new scheme in lieu of the erstwhile Tamil Nadu Chief Minister's Farmers Security Scheme and the orders for formation of the Tamil Nadu Agricultural Labourers Welfare Board was also issued in G.O.Ms.No.42, Revenue, dated 18.01.2007 the question of quashing the impugned order will not arise as it has no force in the present circumstances, since the above said scheme had already been superseded as per G.O(Ms) No.509, Revenue Department, dated 07.08.2006.

4.In view of the counter affidavit filed by the first respondent, the relief sought for in this writ petition has become infructuous. Hence, this writ petition is dismissed as infructuous. No costs. Consequently, connected miscellaneous petitions are closed.

30.01.2023

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Speaking Order/ Non Speaking Order
Index: Yes/ No
Internet: Yes/ No

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J.NISHA BANU,J.
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To

- 1.The Secretary to Government,
Revenue Department,
Fort St.George,
Chennai – 600 009.
- 2.The Member Secretary
(Director of Land Reforms)
Tamil Nadu Agricultural Labour
Welfare Board,
Chepauk,
Chennai – 600 005.

W.P.No.34882 of 2005
And
W.P.M.P.Nos.37773 and
37774 of 2005

30.01.2023