



WEB COPY

W.P.No.2400 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.06.2023

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.2400 of 2014

and

M.P.Nos.1 & 2 of 2014

M.Shamsudeen

... Petitioner

Vs.

1.The Government of Tamil Nadu
Rep by its Secretary
Revenue Department
Fort St. George, Chennai.

2.The Sub Collector,
Perambalur District
Perambalur.

3.The Tamil Nadu Wakf Board
Rep by its Chief Executive Officer
No.1, Jaffersyrang Street
Vallal Seethakathi Nagar
Chennai 1.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorari, calling for records of the 2nd respondent ending with proceedings dated 08.01.2014 in Rc.A4/125/2014 and quash the same.



For Petitioner : Mrs.I.Kowser Nissar
For R1 & R2 : Mr.D.Ravichander
Special Government Pleader
For R3 : Mr.Sunny
For Mrs.V.Srimathi

ORDER

The notice issued by the Sub Collector, Perambalur asking the petitioner to submit the explanations either in person or in written is under challenge in the present writ petition.

2. An allegation of violation of assignment conditions were brought to the notice of the competent authorities, who in turn initiated action for conducting an enquiry. The petitioner instead of defending his case by submitting his explanations or by appearing in person, has chosen to file the present writ petition.

3. No writ against a notice is entertained in a routine manner. The 2nd respondent received a complaint based on which actions are initiated. Therefore, the petitioner has to submit the documents, if any available for the



purpose of defending his case.

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4. In view of the facts and circumstances, the 2nd respondent is directed to proceed with the enquiry and the petitioner is at liberty to defend his case by availing the opportunities to be provided by the authorities so concerned. The enquiry initiated in the year 2014 is to be disposed of as expeditiously as possible.

5. With these directions, this Writ Petition stands disposed of. No costs. Consequently, connected Miscellaneous Petitions are closed.

05.06.2023

Jeni
Index : Yes
Speaking order
Neutral Citation : Yes



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