



WEB COPY



W.P.Nos.5948 & 5949 of 2017

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.02.2023

CORAM

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

W.P.Nos.5948 & 5949 of 2017
and W.M.P.Nos.6379 & 6380 of 2017

1. A.Natarajan	.. Petitioner in W.P.No.5948 of 2017
2. V.Angappan	.. Petitioner in W.P.No.5949 of 2017

Versus

1. The Secretary to Government
Municipal Administration and Water Supply Department
Fort St.George, Chennai – 600 009

2.The Commissioner
Tamil Nadu State Election Commission
208/2, Jawaharlal Nehru Street
Chennai – 600 106

3.The Commissioner of Municipal Administration
Ezhilagam Buildings
Chepauk, Chennai

4.The Commissioner
Salem City Municipal Corporation
Salem

.. Respondents in all Wps

Common Prayer: Writ Petitions filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, forbearing the respondents from rejecting the nomination to be filed by the petitioner for the Salem City Municipal Corporation Local Body Elections on the ground that the petitioner is a Licensed Building Surveyor in accordance with the Coimbatore City Municipal Corporation Act, 1981.

For Petitioners

: Mr.N.K.Ponraj (in both WPs)



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For Respondents : Mr.K.M.D.Muhilan for R1 & 3
Additional Government Pleader
No appearance for R2
Mr.N.Devi for R4

COMMON ORDER

These Writ Petitions have been filed seeking to forbear the respondents from rejecting the nomination to be filed by the petitioner for the Salem City Municipal Corporation Local Body Elections on the ground that the petitioner is a Licensed Building Surveyor in accordance with the Coimbatore City Municipal Corporation Act, 1981.

2. The learned counsel for the petitioners submitted that these writ petitions have been filed challenging the rejection of nomination to the local body elections held in the year 2016 and hence, nothing survives for adjudication in these writ petitions.

3. Such view of the matter, since, the election had already over and subsequent elections are already conducted, the remedy of the petitioners lies only by way of election petition not by way of writ petition.

4. Accordingly, these writ petitions stands dismissed as infructuous. No



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costs. Consequently, connected miscellaneous petitions are closed.

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Speaking Order : Yes/No

Neutral Citation : Yes/No

dhk

To

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N. SATHISH KUMAR, J.



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