



W.P(MD)No.4470 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.03.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.4470 of 2023

and

W.M.P.(MD)No.4210 of 2023

M.Selvakumar

... Petitioner

Vs.

1.The District Collector,
Thoothukudi District,
Thoothukudi.

3.The Revenue Divisional Officer,
Tiruchendur Taluk,
Thoothukudi District.

3.The Assistant Engineer,
Irrigation Department,
Kannadiyankal Division,
Cheranmahadevi,
Thoothukudi District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to include the petitioner's name in the contest list for the post of President of election of water resource organization in respect of Thamiraparani Thenkal



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Kadambakulam Neerinai Payanpaduthuvor Chagam of Thiruchendur Taluk,
Thoothukudi District has to be held on 05.03.2023 based on his representation
dated 27.02.2023.

For Petitioner : Mr.R.Balamuruganantham

For Respondents : Mr.M.Siddharthan,
Addl. Government Pleader.

ORDER

Heard the learned counsel on either side.

2.The petitioner wants to contest for the post of president of the petition mentioned water users organization. The matter was passed over to enable the learned Additional Government Pleader to get instructions.

3.The learned Additional Government Pleader after getting institutions submitted that the petitioner's nomination has been rejected on 25.02.2022. If according to the writ petitioner, his nomination was illegally rejected, the petitioner can certainly make it as ground while filing an election petition challenging the results. It is too well settled that when once the election



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process has already commenced, the Court will not justified in interfering with the same.

4. Leaving open all the contentions and defences of the writ petitioner, the writ petition is dismissed. No costs. Consequently, connected miscellaneous is closed.

02.03.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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To:-

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Thoothukudi District,
Thoothukudi.

3. The Revenue Divisional Officer,
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3. The Assistant Engineer,
Irrigation Department,
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G.R.SWAMINATHAN, J.

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