



W.P.(MD)No.9672 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.11.2023

CORAM:

**THE HONOURABLE MR.SANJAY V.GANGAPURWALA, CHIEF
JUSTICE**

and

THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN

W.P.(MD) No.9672 of 2022

and

WMP(MD)Nos.6942 of 2022 and 22440 of 2023

S.Ravindran

... Petitioner

-VS-

1. The District Collector,
Thoothukudi District,
Thoothukudi.

2. The Revenue Divisional Officer,
Thiruchendur,
Thoothukudi District.

3. The Tahsildar,
Thiruchendur Taluk,
Thoothukudi District.

4. Arumuganeri Special Grade Panchayat,
Rep. by its Executive Officer,



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Arumuganeri,
Thoothukudi District.

5. Ganesan,
Executive Officer,
Arumuganeri Special Grade Panchayat,
Arumuganeri, Thoothukudi District.

6. Herbert Asirvatham
Respondents

...

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari, calling for the records pertaining to the impugned order passed by the 4th respondent in Na.Ka.No.358/2022 dated 04.05.2022 and quash the same.

For Petitioner : Mr.M.P.Senthil
For Respondent : Mr.T.Amjad Khan
Government Advocate for R1 to R3
Mr.G.Aravinthan for R6
Mr.A.Sivanupandian for R4

ORDER

[Order of the Court was made by The Hon'ble CHIEF JUSTICE]

We have heard Mr.M.P.Senthil, learned counsel for the



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petitioner, learned Government Advocate for the respondents 1 to 3 and learned counsel for the respondents 4 and 6.



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2. Notice is issued under the provisions of the Tamil Nadu Urban Local Bodies Act, 1998. It is submitted that prior to the said order, no show cause notice was issued.

3. The learned Government Advocate submits that amendment has been made to the Tamil Nadu Urban Local Bodies Act, 1998 only on 13.04.2023, wherein show cause notice is contemplated.

4. Be that as it may, principles of natural justice require opportunity of giving explanation.

5. In light of that, we pass the following order:

The impugned order dated 04.05.2023 shall be construed as a show cause notice. The petitioner shall file reply to the same within a period of ten days from today. After the reply is filed, the same shall be considered by the authority on its own merits, in



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accordance with law and may take a decision. Depending upon the decision taken, the parties may take further steps.

6. The writ petition is disposed of accordingly. However, there is no order as to costs. Consequently connected Miscellaneous Petitions are closed.

[S.V.G., .C.J.]

[K.K.R.K., J.]

29.11.2023

Index : Yes / No
Neutral Citation : Yes / No
RR

To:

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Thoothukudi District,
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2. The Revenue Divisional Officer,
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3. The Tahsildar,
Thiruchendur Taluk,
Thoothukudi District.



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THE HONOURABLE CHIEF JUSTICE
and
K.K.RAMAKRISHNAN, J.

RR

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