



WP(MD)No.19453 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.10.2023

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THE HON'BLE MR.JUSTICE G.R.SWAMINATHAN

WP(MD)No.19453 of 2023

and

WMP(MD)No.16088 of 2023

Pandiarajan

... Petitioner

v.

- 1.The District Collector,
Inspector of Panchayat Union,
Sivagangai, Sivagangai District.
- 2.The Block Development Officer,
Sakottai Panchayat, Sivagangai District.
- 3.The Executive Officer,
Sankarapuram Panchayat Union,
Sivagangai District.
- 4.The President,Sankarapuam Panchayat Union,
Sivagangai District.
- 5.Devi Mangudi

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari to call for the records relating to the impugned proceedings dated 04.08.2023 served on the petitioner in 07.08.2023 of the first respondent in Na.Ka.A2/381/2023 and quash the same.



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For Petitioner : Mr.Sricharan Rangarajan, Senior Counsel
for Mr.J.Anandkumar

For Respondents : Mr.Veera Kathiravan,
Additional Advocate General
assisted by Mr.S.Ra.Ramachandran,
Additional Government Pleader for R1 to R3

Mr.M.Saravanan for R4 and R5

ORDER

Heard both sides.

2.By the impugned proceedings dated 04.08.2023, the Inspector of Panchayats has taken away the cheque signing power from the petitioner. The petitioner was elected as Vice President of Sankarapuram Panchayat Union. The stand taken in the writ petition is that no notice was issued by the District Collector before passing the impugned order. In other words, the contention is that the procedure laid down in the decision reported in 2005 (1) CTC 545 (Pugazhendran President, Brammapuram Village Panchayat and Ors. Vs. B.G. Balu and Ors) was not complied with.

3.On this sole ground, the order impugned in this writ petition is set aside. The matter is remitted to the file of the first respondent to pass orders



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afresh on merits and in accordance with law. The learned Additional Advocate

General submits that the entire issue appears to have become infructuous on account of the subsequent developments. It is stated by him that Special Officer has been appointed for the Panchayat in question. This submission is placed on record.

4.This writ petition is allowed. No costs. Connected miscellaneous petition is closed.

20.10.2023

Index : Yes / No

Internet : Yes / No

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To

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G.R.SWAMINATHAN, J.

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