



WEB COPY



W.P.No.1399 of 2011

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.04.2024

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE
AND

THE HON'BLE MR.JUSTICE J.SATHYA NARAYANA PRASAD

W.P.No.1399 of 2011

K.S.Maniam College of Education,
rep. by its Secretary S.Senthil Kumar,
Irukkur Village, Paramathi Vellore Taluk,
Namakkal District,
Pin-637 001.

.. Petitioner

Vs

1.The State of Tamil Nadu,
rep. by its Secretary to Government,
Rural Development and Panchayat Raj
(PR-1) Department,
Fort St. George,
Chennai-600 009.

2.The Director of Rural Development,
Government of Tamil Nadu,
Chennai.

3.The President,
Irukkur Village, Paramathi Vellore Taluk,
Namakkal District.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India
seeking issuance of a writ of declaration declaring the provision of Rule



W.P.No.1399 of 2011

15(c) of the Tamil Nadu Village Panchayat (Assessment and Collection of Taxes) Rules, 1999 as amended by G.O.Ms.38, Rural Development and Panchayat Raj (PR-1) Department, dated 5.3.2008, published in the Tamil Nadu Government Gazette Issue No.69, dated 5.3.2008 and the consequential impugned demand notice dated 27.12.2010 in Assessment No.931 issued by the third respondent as void, unlawful, ultra vires and unconstitutional in respect of the buildings used for educational purposes by the petitioner is concerned.

For the Petitioner : No appearance

For the Respondents : Mr.P.Harish
Government Advocate
for respondents 1 and 2

ORDER

(Order of the court was made by the Hon'ble Chief Justice)

None appears for the petitioner when the matter is called out.

2. Learned Government Advocate submits that the issue involved in the present writ petition is already covered by the decision of a Full Bench of this Court in the case of the *President, K.Vellakulam Panchayat, Kallikudi Chatram, Madurai District v.*



W.P.No.1399 of 2011

*Kamaraj College of Engineering and Technology Managing Board,
rep. by its Secretary S.P.G.C.Srimurugan, Post Box No.120,
Virudhunagar, reported in 2009-5-L.W. 193.*

3. In the light of that, the writ petition is dismissed. There shall be no order as to costs. Consequently, M.P.Nos.1 and 2 of 2011 are closed.

(S.V.G., CJ.)

(J.S.N.P., J.)

04.04.2024

Index : Yes/No
Neutral Citation : Yes/No
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To

1.The Secretary to Government,
State of Tamil Nadu,
Rural Development and Panchayat Raj (PR-1) Department,
Fort St. George,
Chennai-600 009.

2.The Director of Rural Development,
Government of Tamil Nadu,
Chennai.



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THE HON'BLE CHIEF JUSTICE
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