



W.A.Nos.1008 of 2021 etc., batch

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.06.2024

CORAM :

THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

W.A.Nos.1008 to 1010, 1018, 1013, 1015, 1017,1019, 1021, 1022,
1023, 1024, 1027 to 1030, 1032, 1034, 1035, 1040, 1042, 1043,
1044 and 1109 of 2021

and

CMP Nos.6589, 6605, 6474, 6417, 6421, 6430, 6443, 6504, 6481,
6358, 6366, 6373, 6379, 6383, 6399, 6401, 6403, 6412, 6413, 6512,
6524, 6561, 6607 and 6995 of 2021

W.A.No.1008 of 2021

1. The Director of Rural Development
and Panchayat Raj, Panagal Maligai,
Saidapet, Chennai-600 015.
2. The District Collector cum
District Rural Development Agency,
Krishnagiri District, Krishnagiri.
3. The Project Director,
District Rural Development Agency (DRDA),
Krishnagiri District, Krishnagiri.
4. The Assistant Director of Panchayats,
Krishnagiri.



W.A.Nos.1008 of 2021 etc., batch

5. The Block Development Officer,
Kaveripattinam Panchayat Union,
Kavreipattinam, Krishnagiri District

.. Appellants

Vs

R.Subramani

.. Respondent

Prayer in W.A.No.1008 of 2021: Appeal filed under Clause 15 of the Letters patent against the order dated 09.10.2020 passed in W.P.No.12172 of 2020 on the file of this Court.

For the Appellants : Mr.T.Chandrasekaran
in all writ appeals Special Government Pleader

For the Respondents : No appearance
in all the writ appeals

COMMON JUDGMENT

(Judgment of the Court was made by
S.M.SUBRAMANIAM, J.)

The intra-court appeals on hand have been instituted challenging the common verdict delivered on 09.10.2020 in a batch of writ petitions.



WEB COPY



W.A.Nos.1008 of 2021 etc., batch

2. The Writ Court allowed the writ petitions terminating the tender process initiated by the appellants during the relevant point of time. However, the concerned Panchayats were given liberty to deliberate and decide on the works to be carried out after consultation with the Gram Sabha and submit fresh proposals for the utilisation of the funds and act in accordance with law.

3. Mr.Chandrasekaran, learned Special Government Pleader appearing on behalf of the appellants, would submit that subsequently, actions were initiated to utilise the funds by following due process and the works commenced are completed and in respect of the new works, the tender processes were undertaken by following the procedures as contemplated under the Act and Rules in force. With reference to the submission, the learned Special Government Pleader furnished a copy of the proceedings of the District Collector, Krishnagiri dated 06.01.2023 wherein the developments are quoted as under:

- 1. The entire tender process shall stand terminated. Wherever, the work orders have already been issued, the work can continue and*



WEB COPY



W.A.Nos.1008 of 2021 etc., batch

the order will not stand in the way for the completion of the work which has already commenced.

- 2. The Village Panchayats shall deliberate and decide on the works to be carried out, Based on the resolution and consent letter from the Village Panchayat, fresh proposal should be received from the Blocks.*
- 3. Based on the receipt of such proposals necessary Administrative Sanction, Technical Sanction and tendering shall be done afresh as per the guidelines issued vide this office Lr.No.57779/2019/TUI, dated 17.06.2020.*
- 4. The District Collectors are suggested to Upgrade/Strengthen the rural roads by using II installment of 14th Central Finance Commission Grants for the year 2019-20 based on the above instructions. The road improvement works shall be taken wherever there is need and also based on the quantum of funds available in the Village Panchayats after considering need for other basic services. The action taken on this should be communicated to this office."*

4. On account of the developments occurred during the pendency of the writ appeals and considering the fact that the works undertaken during the relevant point of time were completed in all respects, no further adjudication needs to be undertaken in respect of the grounds raised on merits.



W.A.Nos.1008 of 2021 etc., batch

Consequently, all the writ appeals are disposed of as infructuous.

No costs. The connected miscellaneous petitions are closed.

(S.M.S., J.) (C.K., J.)
26.06.2024

Index : Yes
NC : Yes
sra



WEB COPY



W.A.Nos.1008 of 2021 etc., batch

S.M.SUBRAMANIAM, J.
AND
C.KUMARAPPAN, J.

(sra)

W.A.Nos.1008 to 1010, 1018, 1013, 1015,
1017,1019, 1021, 1022, 1023, 1024,
1027 to 1030, 1030, 1032 1034, 1035,
1040, 1042, 1043, 1044 and 1109 of 2021

26.06.2024