



W.P.No.9059 of 2019

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.02.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.9059 of 2019

Tamil Manila Congress (Moopanar)

Rep. by its President G.K.Vasan

No.4, Ashoka Road

Alwarpet, chennai – 600 018.

.. Petitioner

Vs.

1. Election Commission of India
Rep. by its Secretary
Nirvachan Sadan, Ashok Road
New Delhi – 110 001.
2. The Chief Electoral Officer
Government of Tamil Nadu
Fort St. George, Chennai – 600 009.
3. The Returning Officer
No.32, Thanjavur Parliament Constituency
Thanjavur.
4. The State Election Commissioner
Rep. by its Secretary
No.208/2, Jawaharlal Nehru Road
Opp. CMBT, Arumbakkam
Chennai – 600 106.



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[R4 impleaded vide order dated
30.08.2019 in W.M.P.No.20994 of 2019
in W.P.No.9059 of 2019]

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of certiorari, calling for the records from the file of the 1st respondent in proceedings No.56/Symbol/LET/ECI/PP/PPS-II/2019/Vol-V dated 14.03.2019 and quash the same insofar as imposing a condition that the Bi-Cycle Symbol can be used only if the requirement minimum number of candidates as prescribed in Para 10B of the Symbols Order 1968 is adhered to and also confining the allotment of Bi-Cycle Symbol to the petitioner Party to this General Election alone are concerned AMENDED AS to issue a Writ of Certiorari, calling for the records from the file of the 1st Respondent in proceedings No.56/Symbol/LET/ECI/PP/PPS-II/2019/Vol.V dated 14.03.2019 and Proceedings of the First Respondent 56/14/LET/ECI/PP/PPS-II/2015 dated 18.10.2019 and quash the same in so far as imposing a condition that the Bi-cycle symbol can be used only if the requirement of minimum number of candidates as prescribed in para 10B of the Symbols order 1968 is adhered to and also confining the allotment of Bi-cycle symbol to the Petitioner Party to the General Election 2019 alone are concerned.

[Prayer amended vide order dated 28.02.2020 in W.M.P.No.5836 of 2020 in W.P.No.9059 of 2019]

For the Petitioner : Mr.K.Yuvaraja
for M/s.Gnanadesikan Law
Associates

For the Respondents : Mr.Niranjan Rajagopalan
for R1 to R3

Mr.S.Sivashanmugam
for R4



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ORDER

(Made by the Hon'ble Chief Justice)

Learned counsel appearing for the petitioner, on instructions,
seeks leave to withdraw the present petition.

2. The writ petition, accordingly, stands dismissed as
withdrawn. There shall be no order as to costs. Consequently,
W.M.P.No.9607 of 2019 is closed.

(S.V.G., C.J.)

(D.B.C., J.)

23.02.2024

Index : Yes/No
Neutral Citation : Yes/No

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To

1. The Secretary
Election Commission of India
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THE HON'BLE CHIEF JUSTICE
AND
D.BHARATHA CHAKRAVARTHY, J.

(drm)

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