



WEB COPY



W.P.No.20509 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :24.07.2024

CORAM

THE HONOURABLE MR.JUSTICE M.SUNDAR

and

THE HONOURABLE MRS.JUSTICE K.GOVINDARAJAN

THILAKAVADI

W.P.No.20509 of 2024

&

W.M.P.Nos.22460 & 22459 of 2024

in

W.P.No.20509 of 2024

1. A.Rukmani
2. T.S.Kumar
3. C.Dhanapal

... Petitioners

Vs.

1. The Revenue Divisional Officer
BPQF-JC6, CSI Institutions Campus
Brough Road, Erode
Tamil Nadu – 638 001
2. The District Collector
State Highway 96, Opp. District Court
Tamil Nadu – 638 011
3. The Tahsildar
New No.12, Old No.360
Erode Main Road
Panner Silvam Park

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WP.No.20509 of 2024

Erode, Tamil Nadu – 638 001

4. The Village Administrative Officer
Erode

... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorari to call for the records in Proceedings Na.Ka.No.2748/2024/A2 dated 12.06.2024 and the consequential notice in Proceedings Na.Ka.No.2748/2024/A2 dated 05.07.2024 on the file of the 1st respondent and to quash the same as illegal, incompetent and without jurisdiction.

For Petitioners : Mr.V.Raghavachari
Senior counsel
instructed by Ms.K.Abhirami

For Respondents : Mr.T.K.Saravanan
Government Advocate for R1 to R4

ORDER

[Order of the Court was made by M.SUNDAR, J.,]

When captioned 'Writ petition' ['WP' for the sake of brevity] was taken up, it came to light that R1 has since passed order dated 12.07.2024 bearing reference ந.க.2748/2024/அ2 pursuant to two impugned enquiry notices i.e., two impugned enquiry notices dated 12.06.2024 and 05.07.2024.

2. In the light of the subsequent development, Ms.K.Abhirame, learned counsel on record sought leave of this Court to withdraw the captioned WP and captioned WMPs thereat but made a request to preserve

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all the rights and contentions to assail 12.07.2024 order made by R1, saying so, learned counsel has made endorsements in the case file and scanned reproduction of the same are as follows:

DA subsequent order dated 12.7.2024 issued on 20.7.2024 was issued by the 1st Respondent pursuant to the impugned show cause notice 12.2. Since this order is passed in violation of order of the Hon'ble High Court dated in writ 128610 P/B. 12.86/2011 dated 22.1.2011, the petitioner seeks liberty to withdraw this writ petition to assail fresh contempt against 12.7.2024 order.

① The writ petition may be withdrawn with the assured liberty. ②

Atty
A. Aravind, 1st Respondent
N.J. 2265/20 and P/B. 12.86/2011
Counsel for Petitioner, P/B. 12.86/2011
12.86/2011
24.7.2024

11

12.86/2011
24.7.2024
P/B. 12.86/2011
24.7.2024



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The petitioners may be
permitted to withdraw
W.M.P. 22460/2024 in
W.P. 20509/2024.



K. ABHIRAM

24.7.2024

The petitioners may be
permitted to withdraw
W.M.P. 22459/2024
in
W.P. 20509/2024.



(K. Abhiram)

24.7.2024



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3. In the light of the narrative thus far, captioned WP and WMPs thereat are disposed of as closed/withdrawn albeit with preservation of rights and contentions of the writ petitioners to assail 12.07.2024 order bearing reference ந.க.2748/2024/அ2 made by R1 and/or initiate contempt proceedings, in this regard, we make it clear that all questions are left open as we have not expressed any view or opinion on the merits of the matter.

Captioned WP and captioned WMPs are disposed of as closed/withdrawn albeit with preservation of rights in the aforesaid manner. There shall be no order as to costs.

(M.S.,J.) (K.G.T.,J.)
24.07.2024

Index : Yes / No
Speaking / Non-speaking order
Neutral Citation : Yes / No
gpa



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WP.No.20509 of 2024

M.SUNDAR, J.,
and

K.GOVINDARAJAN THILAKAVADI, J.,

gpa

To

1. The Revenue Divisional Officer
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