



W.P.No.22519 of 2019

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.12.2024

CORAM:

THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN

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M.Sethuraman

... Petitioner

Vs.

1. The Secretary to Government
Local Administration of water
Supply Department
Fort St.George,
Chennai 600 009.
2. The Tamil Nadu Local Bodies Ombudsman,
No.100, Anna Salai
Rep.by its Secretary
Guindy,
Chennai 600 032.
3. The Director of Town Panchayats
II floor,
Kuralagam,
Chennai 600 108.
4. The Inspector of Panchayats/
District Collector,
Erode District,
Erode.
5. The Assistant Director of Town Panchayats
Collectorate,
Erode.



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6. The Executive Officer,
Vengambur Town Panchayat
Vengambur,
Erode District.

7. T.Sivakumar

... Respondents

PRAYER : Writ Petition filed under Article 226 of Constitution of India, to issue Writ of Certiorarified Mandamus to call for the records of the impugned order dated 05.12.2018 passed by the 2nd respondent in Appeal Petition No.845/2016/PAE, and quash the same and direct the 2nd respondent to reconsider the entire issue afresh in the light of the documents submitted by the petitioner to prove the allegations against the 7th respondent.

For Petitioner : No appearance

For Respondents : Mr.T.Seenivasan
Special Govt.Pleader for R1 to R5
Mr.V.Nanmaran
Addl.Government Pleader
for R6 & R7

ORDER

This writ petition has been filed for issuance of a Certiorarified Mandamus to call for the records of the impugned order dated 05.12.2018 passed by the 2nd respondent in Appeal Petition No.845/2016/PAE, and quash



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the same and direct the 2nd respondent to reconsider the entire issue afresh in the light of the documents submitted by the petitioner to prove the allegations against the 7th respondent.

2. It is the contention of the petitioner that the order dated 05.12.2018 had been passed only on the instigation of the other respondents, but however once the order had been passed the official becomes functus officio and there cannot be re-visitation of the order passed by the 2nd respondent. The order had been passed only on the basis of the available records. The 7th respondent had also resigned from the private entity before his election as President of the 6th respondent. Records are available in that regard. The learned counsel for the petitioner is also absent.

3. Accordingly, the writ petition stands dismissed. No costs.

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Index : Yes /No

Speaking Order : Yes/No



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Collectorate,
Erode.

6. The Executive Officer,
Vengambur Town Panchayat
Vengambur,
Erode District.

C.V.KARTHIKEYAN, J.

dpq

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