



WEB COPY



W.P. No. 22909 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.03.2024

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 22909 of 2023

S.Muthukrishnaraj

... Petitioner

-VS-

1. The Commissioner
Tiruppur Corporation Office
Mangalam Road
Tiruppur - 641604.
2. The District Collector
District Collectorate
Tiruppur - 641604.
3. The Secretary
Tiruppur Agricultural Marketing Committee
Tiruppur - 641604.
4. Tmt. S.Saranya
[R4 impleaded as per order dated
19.12.2023 in W.M.P. No. 24861 of 2023
in W.P. No. 22909 of 2023 by this Court]

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Mandamus, directing the First Respondent to implement the resolution No.673(4) dated 10.04.2023 passed by the Tiruppur Corporation Council in accordance with the law by following due process within such period that may be prescribed by this Court.



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For Petitioner : Mr. Balaji Thirumoorthy
For Respondents : Mr. S.Silambannan, Senior Counsel
for Mr. Abishek Murthi (R1)
Mr. P.Ganesan (RR2 & 3)
Mr. T.Ranganathan (R4)

ORDER

Heard Mr. Balaji Thirumoorthy, Learned Counsel for the Petitioner, Mr. S.Silambannan, Learned Senior Counsel assisted Mr. Abishek Murthi, Learned Counsel appearing for the First Respondent, Mr. P.Ganesan, Learned Counsel appearing for the Second and Third Respondents and Mr. T.Ranganathan, Learned Counsel appearing for the Fourth Respondent, and perused the materials placed on record, apart from the pleadings of the parties.

2. The Petitioner has sought for a direction to the First Respondent to implement the resolution No.673(4) dated 10.04.2023 passed by the Tiruppur Corporation Council in this Writ Petition.

3. It has been brought to notice that the said resolution was recommended to be cancelled by the Director of Municipal Administration by Proceedings in



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Na.Ka. 42053/2023/Ma.Na.A-4, dated 23.06.2023 and that the Government of

Tamil Nadu in its Order dated 08.01.2024 in Na.Ka. 42053/2023/Ma.Na.A-4

cancelled the said resolution under Rule 164 of Tamil Nadu Urban Local Bodies, 2023, and its copy has been placed on record. In view of the same, Learned Counsel for the Petitioner seeks permission of the Court to withdraw the Writ Petition reserving the right of the Petitioner to challenge the aforesaid order passed by the Government of Tamil Nadu and he has made an endorsement to that effect in the court record.

In fine, the Writ Petition is dismissed as withdrawn with the aforesaid clarifications. No costs.

15.03.2024

Index: Yes/No

NCC: Yes/No

Note: Issue order copy by 05.04.2024.

Maya

To

1. The Commissioner
Tiruppur Corporation Office
Mangalam Road, Tiruppur - 641604.

2. The District Collector
District Collectorate
Tiruppur - 641604.



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3. The Secretary
Tiruppur Agricultural Marketing Committee
Tiruppur - 641604.



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P.D. AUDIKESAVALU, J.

Maya

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