



W.A.(MD).No.1489 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 28.11.2024

CORAM

**THE HONOURABLE MR.JUSTICE M.S.RAMESH
AND
THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE**

W.A.(MD).No.1489 of 2024
and
C.M.P.(MD).No.11555 of 2024

Selvaraj

... Appellant/8th Respondent

Vs.

1.Thirunallur Village Panchayat,
Annavaasal Union,
Pudukkottai District,
Represented by its President,
K.Manimuthu.

... 1st Respondent/Writ Petitioner

2.The District Collector,
Pudukkottai District.

3.The Assistant Director of Village Panchayat,
Pudukkottai District.

4.The Block Development Officer,
Annavaasal Union,
Pudukkottai District.

5.The Tahsildar,
Illuppur Taluk,
Pudukkottai District.



W.A.(MD).No.1489 of 2024

6.Palaniappan

7.Chinnaiah

8.Raja

9.Manimaran

10.Katthan

11.Bose

12.Chinnappa

... Respondents 2-12/Respondents 1-7, 9-12

PRAYER: Writ Appeal filed under Clause 15 of Letters Patent, praying to set aside the order dated 18.07.2024 made in W.P.(MD).No.12540 of 2024 and allow the Writ Appeal.

For Appellant : Mr.S.Parthiban

For R-1 : Mr.Na.Palaniyandi

For R-2 to R-5 : Mr.S.R.A.Ramachandran
Additional Government Pleader

JUDGMENT

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

The present Writ Appeal has been filed challenging the order of the learned Single Judge in W.P.(MD).No.12540 of 2024 dated 18.07.2024.



W.A.(MD).No.1489 of 2024

WEB COPY

2. The ground on which the order of the writ Court is put under challenge is that no notice was served on the appellant herein, who was arrayed as eighth respondent in the Writ Petition, as well as the other private respondents in the Writ Petition.

3. In the order of the writ Court, notice to the private respondents was dispensed with. However, the appellant/eighth respondent has raised certain serious objections with regard to the construction of the Panchayat Office in the property, which is the subject matter in the Writ Petition, stating that if the new Panchayat Office is constructed therein, where the villagers celebrate their annual Manju Virattu, there would be lot of inconvenience and disturbance, resulting in law and order problem.

4. Since the appellant appears to have some serious objections with regard to the directions in the order of the writ Court, we deem it appropriate that he may be given opportunity to put forth all these objections before the learned Single Judge.



W.A.(MD).No.1489 of 2024

5. In the light of the above observations, the order passed by the learned Single Judge in W.P.(MD).No.12540 of 2024 dated 18.07.2024 is set aside and the matter is remitted back to the learned Single Judge for fresh consideration.

6. Accordingly, the Writ Appeal stands disposed of. There shall be no order as to costs. Consequently, connected miscellaneous petition stands closed.

(M.S.R.,J.) (A.D.M.C.,J.)
28.11.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
Lm

To

- 1.The District Collector,
Pudukkottai District.
- 2.The Assistant Director of Village Panchayat,
Pudukkottai District.
- 3.The Block Development Officer,
Annavaasal Union,
Pudukkottai District.
- 4.The Tahsildar,
Illuppur Taluk,
Pudukkottai District.



WEB COPY



W.A.(MD).No.1489 of 2024

M.S.RAMESH,J.
and
A.D.MARIA CLETE,J.

Lm

W.A.(MD).No.1489 of 2024

28.11.2024