



WP(MD). No.26291 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Date : 30/10/2024

CORAM

**THE HON'BLE MR.K.R.SHRIRAM, CHIEF JUSTICE
AND**

THE HON'BLE MR. JUSTICE MOHAMMED SHAFFIQ

**WP(MD). No.26291 of 2024
and WMP(MD) Nos.22291 and 22292 of 2024**

R.Pushpa Kala

... Petitioner

Vs

1. The Principal Secretary to Government,
Housing and Urban Development Department,
Fort St. George,
Secretariat,
Chennai - 600 009..

2. The District Collector,
Kanniyakumari District,
At Nagercoil.

3. The Assistant Director of Town Panchayat,
Kanniyakumari District,
At Nagercoil..

4. The Executive Officer,
Vilavoor First Grade Town Panchayat,
Moolachel,
Kanniyakumari District..

5. R. Stalin Jayakumar



WP(MD). No.26291 of 2024

6. R. Jerin Santhakumar

... Respondents

PRAYER :- Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned order passed by the 4th respondent in his proceedings in Na.Ka. No.286/2024/A1, dated 17.10.2024 and quash the same as being illegal, arbitrary, unconstitutional and consequently direct 1st respondent to pass appropriate orders on the interim application filed along with statutory appeal filed by the petitioner dated 09.10.2024.

For Petitioner : Mr.G.Aravinthan
for M/s.Aran Legal Consultancy
For Respondents : Mr.P.T.Thiraviyam for R1 to R3
Government Advocate

ORDER

**(Order of the Court was made by
the Hon'ble the Chief Justice)**

When we expressed our view to petitioner that having filed statutory appeal before first respondent, which appeal is still pending, it is open to petitioner to approach first respondent for early hearing or for interim reliefs, counsel requested the matter be kept abck to enable him to take instructions as to whether the petition should be withdrawn or the Court may go ahead and dismiss.



WP(MD). No.26291 of 2024

WEB COPY

2. We kept back the matter for 1/2 an hour. When the matter was called out again, none appears for the petitioner.

3. We have expressed no opinion on the merits of the matter. Petitioner may move respondent No.1 for early hearing or for stay or for any other reliefs and respondent No.1 may consider the same in accordance with law. Petition is dismissed. There shall be no order as to cost. Connected interim applications also stand dismissed.

(K.R.SHRIRAM, C.J.)
SHAFFIQ, J.)

(MOHAMMED

30.10.2024

NCC : Yes/No
Index : Yes/No
RR



WP(MD). No.26291 of 2024

To

1. The Principal Secretary to Government,
Housing and Urban Development Department,
Fort St. George,
Secretariat,
Chennai - 600 009..

2. The District Collector,
Kanniyakumari District,
At Nagercoil.

3. The Assistant Director of Town Panchayat,
Kanniyakumari District,
At Nagercoil..

4. The Executive Officer,
Vilavoor First Grade Town Panchayat,
Moolachel,
Kanniyakumari District..



WP(MD). No.26291 of 2024

THE HON'BLE CHIEF JUSTICE

AND

MOHAMMED SHAFFIQ, J.

RR

ORDER

IN

WP(MD) No.26291 of 2024

Date : 30/10/2024