



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01-04-2025

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CORAM

THE HONOURABLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

WA No. 3227 of 2024

AND

CMP Nos. 24962 & 24961 of 2024

S.Venda

Appellant(s)

Vs

1.The Director / Commissioner Of
Rural Development
Panagal Building, 15, Jeenis Road,
Saidapet, Chennai 15.

2.The Inspector of Panchayat / District
Collector
Collector Office, Kancheepuram.

3.The Assistant Director
(Panchayats), Kancheepuram.

4.The Block Development Officer
Iyyengarkulam Panchayat,
Kancheepuram.



WA No. 3227 of 2024



Respondent(s)

WA No. 3227 of 2024

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PRAYER

To set aside the Order passed in WP No. 5489 of 2024 dated 10.07.2024 by allowing the present WA

WA No. 3227 of 2024

For Appellant(s): Mr.K.Suthan

For Respondent(s): M/s.E.Veda Bagath Singh SGP
For R1 to 4

JUDGMENT

(Judgment was delivered by S.M.Subramaniam J.)

The Intra-Court Appeal has been instituted challenging the writ order dated 10.07.2024 in W.P.No.5489 of 2024. The writ petitioner is the appellant before this Court.

2. The writ petition has been instituted challenging the order dated 31.01.2024 restraining the writ petitioner as president of the Panchayat from functioning as President until the disposal of the criminal case registered against him. Admittedly, the Department of Vigilance and Anti-Corruption registered a criminal case against the petitioner and the said case is pending. It is a trap case



and the petitioner was arrested, remanded to judicial custody and subsequently released on bail.

3. Section 230(2) of the Tamil Nadu Panchayats Act, 1994, stipulates
“When according previous sanction under Sub-Section (1), it shall be open to the Government to direct by order that the President, Executive Authority, Chairman, Vice Chairman or Commissioner or the [Secretary], as the case may be, shall not discharge his duties as such until the disposal of the case”.

4. In view of Section 230(2) of the Panchayats Act, the order impugned in the writ proceedings was passed and therefore, the Writ Court was right in dismissing the writ petition. This Court do not find any infirmity in respect of the order impugned. Consequently, the Writ Appeal stands dismissed. No costs. The connected Miscellaneous Petitions are closed.

(S.M.SUBRAMANIAM J.)(K.RAJASEKAR J.)

01-04-2025

Jeni

Index: Yes/No



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Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

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**S.M.SUBRAMANIAM
J.
AND
K.RAJASEKAR J.**

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