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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.10.2026

CORAM :

THE HONOURABLE MR. SUSHRUT ARVIND DHARMADHIKARI,
CHIEF JUSTICE
AND
THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

Rev.Aplw.No.269 of 2026

CNR:{HCMA012436822026}

S.Kasiramalingam,
No.208, New Addl.Law chambers,
Madras High Court Building,
Chennai -600104.

Petitioner(s)

Vs

1. Election Commission of India,
   Through its Chief Election Commissioner,
   Election Commission of India,
   Nirvachan Sadan, Ashoka Road,
   New Delhi-110001.

2. Ministry of Law and Justice,
   Through its Secretary,
   Ministry of Law and Justice,
   Room No.24107, 4th Floor, Kartavya Bhawan-2,
   New Delhi-110001.

3. Margatham Kumaravel,
   (Ex-MLA, Maduranthakam Constituency),
   No.120,Big Street, Chunampet Village & Post,
   Cheyyur Taluk, Chengalpattu District -603401.

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4. S.Jayakumar,
(Ex-MLA, Perundurai Constituency),
Door No. 2/14, Shanmugapuram,
Ponmudi Post, Perundurai Taluk,
Erode District -638056.

5. P.Sathyabama,
(Ex-MLA, Dharampuram Constituency),
Door No.238, Sathyabama Avenue,
Udumalpet Road, Dharapuram Taluk,
Tiruppur District -638656.

6. Esakki Subaya,
(Ex-MLA, Ambasamudram Constituency),
Esakki Illam, No.11,Teachers Colony,
Ambai Road, Melapalayam,
Tirunelveli District -627005.

7. Dr.C.Vijayabaskar,
(Ex-MLA,Viralimalai Constituency),
14/28-1, Sowrashtra Street, Illuppur Post,
Pudukkkottai-622102.

8. M.R.Vijaybaskar,
(Ex-MLA, Karur Constituency),
No.3/325, N.S.K.Nagar, L.N.S.(Post),
Vadivel Nagar, Karur -639002.

Respondent(s)

Prayer : Petition filed under Order 47, Rule 1 read with Section 114 of Code of Civil Procedure to review the order dated 29.09.2026 made in W.P.No.38452 of 2026 passed by this Hon'ble Court.

For Appellant(s): Mr.A.Vidyasagar

For Respondent(s): Mr.Tarun Rao Kallakuru for R1

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(Order of the Court was made by
G.Arul Murugan,J)

This application has been filed seeking to review the order dated 29.09.2026 made in W.P.No.38452 of 2026, particularly paragraph 5 of the order imposing costs.

2. Learned counsel appearing for petitioner contended that petitioner is a practising advocate of this Court and when the writ petition was taken up for hearing on 29.09.2026, he was appearing through video conferencing. Due to his ill-health and there was an issue in connectivity, he was unable to hear clearly and though he was only intending to withdraw the writ petition, the order came to be passed imposing cost of Rs.1.00 lakh.

3. We have heard learned counsel for the parties and perused the materials on record.

4. We find that the writ petition was filed seeking a relief which was already decided by this Court in the connected writ petition, where, all respondents were parties. Hence, petitioner was put on

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notice that since the entire issue has been decided against the very same respondents, petitioner cannot re-argue the matter. However, learned counsel persisted to argue the writ petition and in such circumstances, the writ petition was dismissed with costs of Rs.1.00 lakh.

5. Today, learned counsel for petitioner contended that only due to technical issue and his health condition, communication made by him was not in proper manner and though he intended to withdraw the writ petition, the same could not be properly communicated to this Court. Considering the submissions made and also taking note of the fact that petitioner is a practising advocate, the costs of Rs.1.00 lakh imposed in paragraph 5 of the order stands deleted

6. The review application stands disposed of.

(SUSHRUT ARVIND DHARMADHIKARI,CJ) (G.ARUL MURUGAN,J)
28.10.2026

Index : Yes/No
Neutral Citation : Yes/No
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   Through its Chief Election Commissioner,
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   Through its Secretary,
   Ministry of Law and Justice,
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THE HON'BLE CHIEF JUSTICE
AND
G.ARUL MURUGAN,J.

(kpl)

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