



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-07-2026

CORAM

THE HON'BLE DR JUSTICE G. JAYACHANDRAN

AND

THE HON'BLE MRS.JUSTICE N. MALA

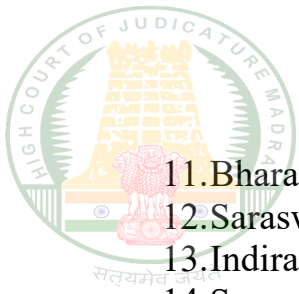
Writ Petition No. 5426 of 2026

A/m.Beemeshwarar Thirukoil
Represented by its Trustee
Mr.K.Gopalakrishnan
S/o. Kothandaram
Thodukadu Village, Kadambathur Union
Thiruvallur District-602 025.

..Petitioner

Vs

1. The Commissioner
Hindu Religious and Charitable Endowments
Department
Nungambakkam, Chennai - 600 034.
2. The Joint Commissioner
Hindu Religious and Charitable Endowments
Department
Vellore- 12
3. The Assistant Commissioner
Hindu Religious and Charitable Endowments
Department,
Thiruvallur.
4. Mr.Munusamy
5. Chitra
6. Balaraman
7. Chelliammal
8. R.Veerabathran
9. Dhanasekaran
- 10.Vadivelu



- 11.Bharathy
- 12.Saraswathy
- 13.Indirani
- 14.Sangeetha
- 15.Lakshmi
- 16.Ponnammal
- 17.Sampath Naicker
- 18.Mageshwari
- 19.Jegan
- 20.Sampath Mastry
- 21.Kuppusamy
- 22.Alamelu
- 23.Arumugam
- 24.Ellammal
- 25.Ponmalai
- 26.Ekambaram
- 27.Ellammal
- 28.Narayanan
- 29.Balu
- 30.Malliga
- 31.Padmavathy
- 32.Venugopal
- 33.Balachandar

..Respondent

Prayer: Writ Petition has been filed under Article 226 of Constitution of India, to issue Writ of Mandamus, directing the Respondents 1 to 3 herein to remove the encroachments made by the respondents 4 to 33 in the petitioners temple land comprised in Survey Nos.241/4 and 240/7 of Thodukadu Village, Tiruvallur District within a time to be stipulated by this Hon'ble Court and pass.

For Petitioner:

Mr.L.Chandrakumar

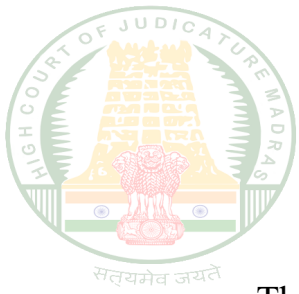
For Respondents:

Mr.G.Thiyagarajan

For R4, R7, R8, R12, R15, R17, R19, R21, R28, R31 & R33

Mr. Veerabathiran Prasanth

Government Advocate (HR & CE) For R1 to R3



ORDER

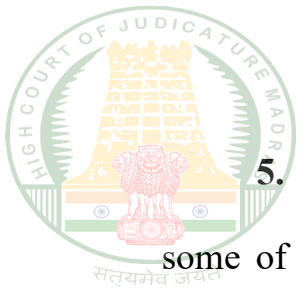
(Order of the Court was made by Dr.G.Jayachandran J.)

This Writ Petition has been filed by the temple trustee, stating that the lands in Survey Nos.241/4 and 240/7 of Thodukadu Village, Tiruvallur District, have been encroached upon by the private respondents, who are arrayed as respondents 4 to 33.

2. This Court ordered notice to the respondents and also directed the learned Government Advocate (HR & CE) Department to get instructions regarding the alleged encroachments.

3. The 3rd respondent, the Assistant Commissioner of the Hindu Religious and Charitable Endowments Department, Thiruvallur, has filed a status report stating that the survey numbers mentioned in the writ petition were surveyed in the presence of the officials and the temple management has initiated proceedings under Section 78 of the HR & CE Act for the removal of encroachments.

4. In the status report, it is specifically stated that 54 encroachers have been identified, out of whom 27 have received notice and acknowledged. For the remaining 27 encroachers, notices were served in person with the help of the HR & CE officials and the local police. The report further states that steps are being taken as per the law, the encroachers found on the land will be evicted and the temple land will be protected by taking effective legal action.



5. Mr.G.Thiyagarajan, learned counsel, who appears on behalf of some of the private respondents, submitted that the classification of the land itself is doubtful and the temple's right over the land has not been ascertained.

6. We are not inclined to probe into the defence taken by the private respondents. Admittedly the lands in Survey Nos. 241/4 and 240/7 of Thodukadu Village, Tiruvallur District, are occupied by encroachers, who have now been identified by the 3rd respondent and notices have been served on them for eviction. If the encroachers have any semblance of right, it is always open to them to participate in the proceedings and put forth their defence.

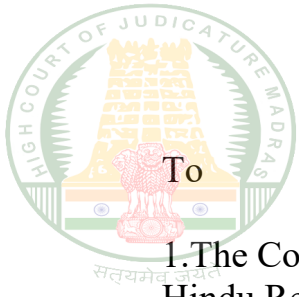
7. As far as the present writ petition is concerned, the prayer is to direct the respondents to remove the encroachments in the said survey numbers. From the status report filed by the 3rd respondent, we find that appropriate action has already been initiated for the removal of encroachments.

8. Recording the status report of the 3rd respondent dated 29.06.2026, this Writ Petition stands disposed of. No costs.

(Dr.G.J.,J.) (N.M.,J.)
10-07-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

rpl



To

1.The Commissioner
Hindu Religious and Charitable Endowments Department
Nungambakkam, Chennai - 600 034.

2.The Joint Commissioner
Hindu Religious and Charitable Endowments Department
Vellore- 12

3.The Assistant Commissioner
Hindu Religious and Charitable Endowments Department
Thiruvallur.



WEB COPY

WP No. 5426 of 2



DR.G.JAYACHANDRAN J.
and
N.MALA J.

rpl

Writ Petition No. 5426 of 2026

10-07-2026