

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.08.2015

CORAM

THE HONOURABLE MR.JUSTICE V.RAMASUBRAMANIAN

Contempt Petition No.1301 of 2015

Kongu Vellalar Matric Higher
Secondary School
rep.by its Correspondent
Mr.T.N.Chenniappan
Perundurai District

.. Petitioner

-vs-

1. Mr.Veera Shanmuga Mani
The Commissioner
Hindu Religious & Charitable
Endowments Department
Nungambakkam
Chennai 600 034

2. Mr.Sugumaran
Executive Officer
Arulmighu Sellandiamman Thirukoil
Perundurai Nagar and Taluk
Erode District

.. Respondents

Petition under Section 11 of the Contempt of Courts
Act, 1971 praying to punish the respondents for wilful
disobedience of the order of this Court dated 2.9.2014 made
in W.P.No.7058 of 2014.

For Petitioner :: Mrs.V.S.Usha Rani

For Respondents :: Mr.K.V.Dhanapalan
Additional Government Pleader
for R1
Mr.N.Anand Venkatesh for R2

ORDER

The petitioner has come up with the above contempt petition, on the ground that the second respondent has not entered into a fresh lease deed on the terms and conditions stipulated in the interim order passed by the Division Bench.

2. Heard Mrs.V.S.Usha Rani, learned counsel for the petitioner, Mr.K.V.Dhanapalan, learned Additional Government Pleader for the first respondent-HR & CE and Mr.N.Anand Venkatesh, learned counsel for the second respondent-Temple.

3. According to the petitioner, they are now complying with the terms and conditions as stipulated in the interim order passed by the Division Bench. But so far no fresh lease deed is executed. According to the learned counsel for the second respondent, Section 34 of the Act is a bar for execution of a lease deed for a period exceeding five years, without the approval of the Government. The writ appeal itself is slated for final hearing in the last week of August, 2015.

4. In such circumstances, the second respondent shall execute a lease deed at least for one year to enable the school to continue to run without any interruption, if the

petitioner has acted in accordance with the terms and conditions stipulated by the Division Bench. The fresh lease deed shall be executed within a period of two weeks from the date of receipt of a copy of this order. With this observation, the contempt petition stands closed.

Ss

SD/

DEPUTY REGISTRAR(OS)

//Certified to be true copy//

Dated at Madras this the day of 2015.

COURT OFFICER(O.S.)

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RLD/CO/10/08/2015

One CC to M/s.V.S.Usharani, Advocate, SR.10232

To

1. Mr.Veera Shanmuga Mani
The Commissioner
Hindu Religious & Charitable
Endowments Department
Nungambakkam
Chennai 600 034

2. Mr.Sugumaran
Executive Officer
Arulmighu Sellandiamman Thirukoil
Perundurai Nagar and Taluk
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