

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 29.01.2015

CORAM

THE HONOURABLE MR. JUSTICE T.S.SIVAGNANAM

WP.No.1975 of 2015

N.Kesavan

...Petitioner

versus

1. The Joint Commissioner
Coimbatore Division
Hindu Religious and Charitable
Endowment Department
Coimbatore.
2. The Inspector
Coimbatore (West)
Hindu Religious and Charitable
Endowment Department
Mettupalayam
Coimbatore.
3. Sri Siva Subramania Swami Bhajanai
Madalayam, rep.by its President/
Managing Trustee
Thottae Gowder Street
Coimbatore.

...Respondents

Writ petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of mandamus to direct the second respondent to initiate action and comply with the order of the first respondent bearing Na.Ka.No.8650/2014/Aa1 dated 09.09.2014 within the time that may be fixed by this Court.

For Petitioner : Mr.R.Nandhakumar

For Respondents : Mr.M.L.Mahendran

Government Advocate for RR1 & 2

ORDER

Heard Mr.R.Nandhakumar, learned counsel for the petitioner and Mr.M.L.Mahendran, learned Government Advocate appearing for the respondents 1 and 2.

2. The petitioner seeks for a direction upon the second respondent to initiate action and comply with the order of the first respondent bearing Na.Ka.No.8650/2014/Aa1 dated 09.09.2014 within the time frame.

3. It appears that the petitioner has given a representation with regard to the land said to have been in occupation of the third respondent stating that it is a temple property and hence the same should be included in the list of properties belonging to the temple. The first respondent by proceedings dated 09.09.2014 has issued a direction to the second respondent to conduct inspection and submit a report. Since, so far no action has been taken for almost four months, the present writ petition has been filed.

4. In the light of the above said facts and also taking into consideration the fact that already first respondent has issued a direction to the second respondent to conduct enquiry and submit a report, the same shall be complied with by the second respondent after following due process of law and after affording opportunity of hearing the petitioner as well as the third respondent, within a period of eight weeks from the date of receipt of a copy of this order.

5. The writ petition is disposed of with the above direction. No costs.

Sd/-

Deputy Registrar(J)

//True Copy//

Sub Assistant Registrar

vj2

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To

1. The Joint Commissioner
Coimbatore Division
Hindu Religious and Charitable
Endowment Department
Coimbatore.

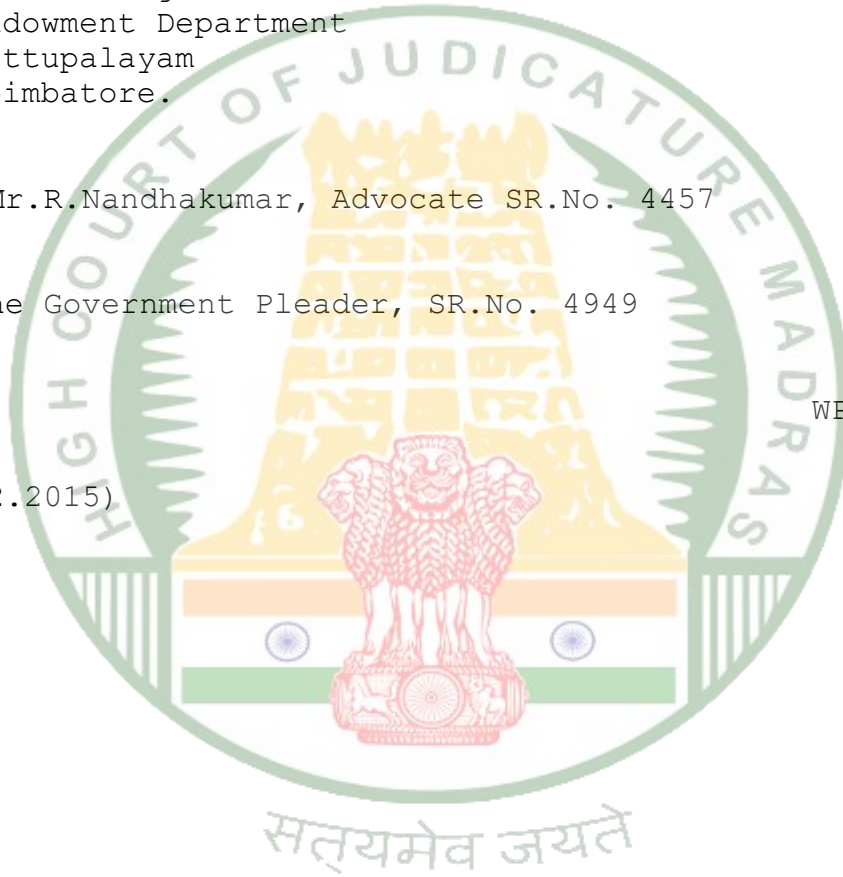
2. The Inspector
Coimbatore (West)
Hindu Religious and Charitable
Endowment Department
Mettupalayam
Coimbatore.

1 CC to Mr.R.Nandhakumar, Advocate SR.No. 4457

1 CC to the Government Pleader, SR.No. 4949

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RSK (CO)
PSI (12.02.2015)



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