

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07-03-2016

CORAM:

THE HONOURABLE MR. JUSTICE T.S. SIVAGNANAM

W.P.No.7236 of 2016

C. Rajeshwari

.. Petitioner

Vs

1. The District Collector
Coimbatore District
Coimbatore
2. The President
Bolampatty Panchayat
Ikkarai Bolampatty
Coimbatore
3. The Executive Officer
Arulmigu Vellingiri Andavar Thirukoil
Poondi, Senmedu
Coimbatore District.

.. Respondents

(R3 impleaded as per order dt.07.03.2016 in WMP.No.7153/2016)
Writ Petition under Article 226 of the Constitution of India
praying for a Writ of Mandamus directing the 2nd respondent to
forthwith restore water connection to petitioner's property
comprised in SF No.1078/1, Ikkarai Boluvampatti Village,
Coimbatore by considering the petitioner's representation dated
18-12-2015 in accordance with law.

For petitioner: Mr. P. Saravana Sowmiyan

For respondents: Mr. R. Rajeswaran, Spl.G.P.

For RR1 and 2

Mr. K.V. Dhanapalan, AGP for R3

ORDER

The petitioner has filed this writ petition praying for a writ of mandamus directing the 2nd respondent to forthwith restore water connection to petitioner's property comprised in SF No.1078/1, Ikkarai Boluvampatti Village, Coimbatore by considering the petitioner's representation dated 18-12-2015 in accordance with law.

2. Heard Mr.Saravana Sowmiyan, learned counsel for the petitioner, Mr. R. Rajeswaran, learned Special Government Pleader for the first and second respondents and Mr. K.V. Dhanapalan, learned Additional Government Pleader for the third respondent.

3. The learned counsel for the third respondent submitted that as on date the water connection has been restored and no action has been taken by the third respondent/Temple asking the Panchayat to disconnect the water supply. He would further submit that the proceedings initiated under Section 17 of the Tamil Nadu Hindu Religious and Charitable Endowment Act are pending and notices in this regard has been issued on 18-02-2016.

4. In the light of the stand taken by the third respondent, the water connection shall not be disconnected as of now and be shall abide by the orders to be passed by the Joint Commissioner, HR & CE, Coimbatore in the proceedings initiated under Section 17 of the said Act.

5. Accordingly, the writ petition is disposed of. No costs.

Sd/-

Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

glp
To

1. The District Collector
Coimbatore District
Coimbatore
2. The President
Bolampatty Panchayat
Ikkarai Bolampatty
Coimbatore
3. The Executive Officer
Arulmigu Vellingiri Andavar Thirukoil
Poondi, Senmedu
Coimbatore District

+ 1 cc to Government Pleader SR.14525

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VSN(CO)EU 24.03.16