



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED 17.06.2016
CORAM

THE HONOURABLE MR. JUSTICE M. VENUGOPAL

CONT.P(MD)No.790 OF 2016

IN

W.P(MD)No.9887 of 2016

and

SUB A(MD)No.60 of 2016

Arulmighu Pandimuneeswarar Thiru Kovil,
parambarai Maruthuvar Sangam,
represented by their Secretary,
T.Kumaresan.

..Petitioner/Petitioner

Vs

1.R.Patchaiyappan,
Joint Commissioner,
HR &CE Department, Madurai.

3.K.Chella Durai,
Deputy Commissioner/
Executive Officer/Fit Person,
Arulmighu Pandimuneeswarar Thiru Kovil,
Melamadai,
Madurai-20.

..Respondents/ Respondents

Prayer: Contempt Petition filed under Section 11 of the Contempt of Courts Act praying this Court to summon the respondents and deal with them as per law for their wilful disobedience in undertaking the direction of this Court's order made in W.P(MD) No.9887 of 2016, dated 6.6.2016.

Prayer in WP(MD)No.9887/2016:-

Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari to call for the records relating to the impugned notification in Na.Ka.No.13/2016/A2 dated 13.05.2016 issued by the 2nd respondent and quash the same in so far as Item No.2 is concerned.

For Petitioner

:Mr.G.R.Swaminathan
for Mr.T.Antony Arul Raj

For Respondents

:MrK.Chellapandian,
Addl.Advocate General
Assisted by
Mr.VR.Shanmuganathan
Special Govt.Pleader

ORDER

Heard both sides.

2. Earlier on 6.6.2016, in W.P(MD)No.9887 of 2016, this Court passed an order directing the Petitioner/Sangam to file appropriate petition seeking necessary remedy and also interim applications seeking interim reliefs within a period of three days from the date of receipt of a copy of this order .

3. At this stage, the Learned Counsel for the Petitioner submits that the Petitioner/Sangam filed O.A on 9.6.2016 before the First Respondent/The Joint Commissioner, HR&CE Department, Madurai and the same was taken on file only on 13.6.2016.

4. On behalf of the Respondents, the Learned Additional Advocate General informs this Court that the Joint Commissioner, HR&CE Department, Madurai was on leave from 6.6.2016 to 10.6.2016 and joined duty on 13.6.2016. Also, it is represented on behalf of the Respondents that the O.A filed by the Petitioner/Sangam was assigned the number as O.A.No.18 of 2016 and the enquiry is scheduled to take place on 22.6.2016 at 3.00 p.m.

5. At this juncture, the Learned Counsel for the Petitioner brings it to the notice of this Court that the interim application filed by the Petitioner has not been assigned the number. If that be the case, the Joint Commissioner, HR&CE Department, Madurai is directed to immediately number the interim application and to take up the O.A.No.18 of 2016, as the date of hearing for the said O.A falls on 22.6.2016.

6. With the aforesaid observations and directions, the Contempt Petition stands closed. Consequently connected Sub-Application is closed.

Sd/-

Assistant Registrar(W)

/True Copy/

Sub-Assistant Registrar

To

1. R. Patchaiyappan, Joint Commissioner, HR & CE Department, Madurai.

3. K. Chella Durai,
Deputy Commissioner/

Executive Officer/Fit Person,

Arulmighu Pandimuneeswarar Thiru Kovil, Melamadai, Madurai-20.

3. The Joint Commissioner, HR&CE Department, Madurai

+One cc to Mr. Thilaga Balasubramanian, Advocate, SR.No.31414

vsn

RL/5C/2P/SK/SKN/24/6/2016

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