

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.06.2017

CORAM

THE HON'BLE Mr. JUSTICE M.DURAI SWAMY

W.P.No.15376 of 2017

Sri Sakthi Vinayagar Balamurugan Trust
Rep. By its Founder & Managing Trustee
M. Venkatesalu,
S/o. Muthusamy Naidu,
No.366, Avarampalayam Road,
Sidhapudur, Coimbatore - 641 044. Petitioner

Vs.

- 1.The Secretary to Government
HR & CE Department,
Secretariat, Chennai.
- 2.The Commissioner,
HR & CE Department,
Nungambakkam,
Chennai - 600 034.
- 3.The Assistant Commissioner,
Hindu Religious & Charitable
Endowment Department,
Balasundaram Road,
Coimbatore - 641 018. ... Respondents

Petition filed under Article 226 of The Constitution of India praying to issue a writ of mandamus directing the 1st respondent herein to dispose of the petitioner's appeal in RP No.13 of 2017, dated 30.09.2016 within a time frame fixed by this court after affording sufficient opportunity to the petitioner.

For Petitioner : Mr.N.C. Ashok Kumar

For Respondents : Mr.M. Maharaja,
Special Government Pleader
(HR & CE)

O R D E R

The petitioner has filed the above Writ Petition to issue a writ of mandamus directing the 1st respondent to dispose of the petitioner's appeal in Appeal No.*13 of 2017 dated 15.12.2016 within a time frame.

2.Mr.N.C.Ashok Kumar, learned counsel appearing for the petitioner submitted that though the petitioner has filed the appeal as early as on 15.12.2016, the same has not yet been disposed of by the 1st respondent.

3.Mr.M. Maharaja, learned Special Government Pleader (HR & CE) taking notice for the respondents submitted that the 1st respondent may be directed to dispose of the appeal, within four months in accordance with law.

4.Having regard to the submissions made by the learned counsel on either side, taking into consideration the limited prayer sought for in the Writ Petition, without expressing any opinion with regard to the merits of the case, I direct the 1st respondent to dispose of the appeal in Appeal No. *13/2017 dated 15.12.2016, on merits in accordance with law, after giving notice to all the interested parties, within a period of four months from the date of receipt of a copy of this order.

5.With these observations, the Writ Petition is disposed of. No costs.

Sd/-
Assistant Registrar(CCC)
Dated:29/06/2017

Corrected as per Order of this
Court dated 28.07.2017 and
made herein

sd-
Assistant Registrar(CCC)
Dated:10/08/2017

//True Copy//

Sub Assistant Registrar

va/nl
To

1. The Secretary to Government
HR & CE Department,
Secretariat, Chennai.

2. The Commissioner,
HR & CE Department,
Nungambakkam,
Chennai - 600 034.

To be Substituted to the
Order already despatched
On 13/07/2017

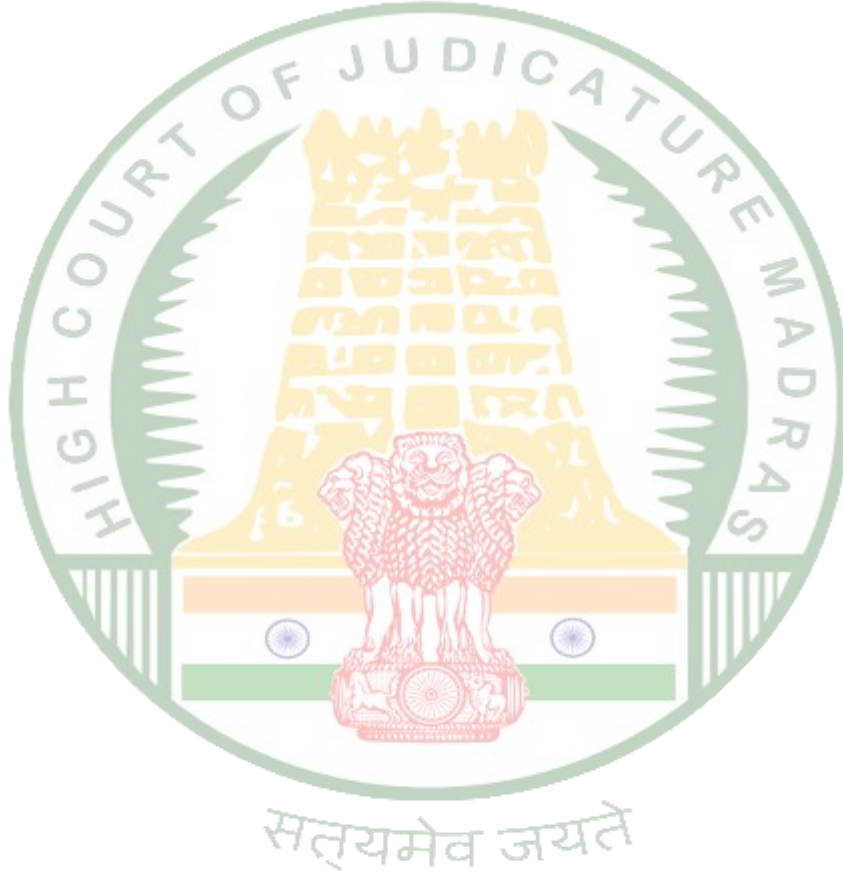
3. The Assistant Commissioner,
HR & CE Department,
Balasundaram Road,
Coimbatore - 641 018.

+1cc to Mr.N.C.Ashok Kumar, Advocate, S.R.No.43407

+1cc to the Government Pleader, S.R.No.43338

W.P.No.15376 of 2017

MSM(CO)
CA(30/06/2017)
GN(10/08/2017)



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