

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:28.06.2017

CORAM

THE HON'BLE MR. JUSTICE M.DURAISWAMY

W.P.No.16162 of 2017

- 1 Kadambadi Inoothy Vagai Kongu Chettiar
Dharmaparibalana Sabai
Rep.by General Secretary
D.Thirunavukkarasu
308 F2, Kamaraj Street Extension
Siva Dharisanam Illam, Avinashi
Thirupur District 641 654
- 2 D.Thirunavukkarasu Petitioners
- v.
- 1 The Secretary
Government of Tamil Nadu
Toruism Culture & Religious Endowment Department
Fort St. George
Chennai 600 009
- 2 The Commissioner
Hindu Religious & Charitable Endowment Department
119, Uthamar Gandhi Salai
Nungambakkam, Chennai 600 034
- 3 The Joint Commissioner
Hindu Religious & charitable Endowment Department
Coimbatore Division
Dr.Balasundaram Road
Coimbatore District 641 018
- 4 The Assistant commissioner
Hindu Religious & charitable Endowment Department
Tirupur Division
Veeraraghava Perumal Temple Campus
Tirupur 641 604
- 5 A/m.Avilanshalingeswarar
Temple Rep.by its Executive Officer
Avinashi
Tiupur District 641 654 ... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of Mandamus directing the respondents 2 to 5 to defer further proceedings in pursuance to the order dated 4.4.2017 made in R.P.No.116/2017 passed by the 2nd respondent confirming the order dated 30.1.2017 of the 3rd respondent made in M.P.No.109/2015/A1 till the disposal of the above Revision Petition filed on 19.4.2017 and pending before the 1st respondent.

For Petitioner : Mr.V.Srikanth

For Respondents : Mr.M.Maharaja
Spl. Govt. Pleader (HR & CE)

ORDER

The petitioner has filed the above writ petition to issue a Writ of Mandamus, directing the respondents 2 to 5 to defer further proceedings in pursuance to the order dated 4.4.2017 in R.P.No.116 of 2017 passed by the 2nd respondent confirming the order dated 30.01.2017 of the 3rd respondent made in M.P.No.109/2015/A1 till the disposal of the above Revision Petition filed on 19.04.2017 before the 1st respondent.

2. Mr.V.Srikanth, learned counsel appearing for the petitioner submitted that, challenging the order passed by the 2nd respondent dated 04.04.2017 in R.P.No.116 of 2017, the petitioner preferred a Revision Petition before the 1st respondent on 19.04.2017 and the same is pending. The learned counsel further submitted that in view of the order passed by the respondents 2 and 3, it is clear that the respondents may precipitate the matter during the pendency of the matter pending before the first respondent and therefore, the 1st respondent may be directed to dispose of the revision at the earliest.

3. Mr.M.Maharaja, learned Special Government Pleader, taking notice for the respondents submitted that the 1st respondent may be directed to consider the petitioner's Revision Petition filed on 19.04.2017, challenging the order passed by the 2nd respondent on 04.04.2017, in accordance with law, within a time frame.

4. In view of the submissions made by the learned counsel on either side, without going into the merits of the case, I direct the 1st respondent to consider the petitioner's Revision Petition filed on 19.04.2017

preferred against the order passed by the 2nd respondent in R.P.No.116 of 2017, in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order.

With this observation, the writ petition is disposed of. No costs.

Sd/-
Asst.Registrar (CS II)

/true copy/

Sub Asst. Registrar

Rj
To

- 1 The Secretary
Tourism Culture & Religious Endowment Department
Fort St. George
Chennai 600 009
- 2 The Commissioner
Hindu Religious & Charitable Endowment Department
119, Uthamar Gandhi Salai
Nungambakkam, Chennai 600 034
- 3 The Joint Commissioner
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Tirupur Division
Veeraraghava Perumal Temple Campus
Tirupur 641 604
- 5 The Executive Officer,
A/m.Avilanshalingeswarar Temple
Avinashi
Tiupur District 641 654

+1cc to Government Pleader sr.44958

W.P.No.16162 of 2017

sks(co)
ss(14/7/2017)