



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Friday, the Sixteenth day of June Two Thousand Seventeen

PRESENT

The Hon`ble Mr.Justice T.S.SIVAGNANAM
and
The Hon`ble Mr.Justice P.VELMURUGAN

CMP(MD) Nos.5244 to 5246 of 2017
IN
WA(MD) Nos.322 to 324 of 2017

M.PANDI
SUB LESSEE,
SHOP NO.1, WEST VADAMPOKKE STREET,
ARULMIGU MADHANAGOPALASWAMY
THIRUKOIL COMPLEX, MADURAI-1.

... PETITIONER/1st RESPONDENT
IN CMP(MD) No.5244 of 2017
IN WA(MD) No.322 of 2017

D.KANAGAVEL
SUB LESSEE,
SHOP NO.2, WEST VADAMPOKKE STREET,
ARULMIGU MADHANAGOPALASWAMY
THIRUKOIL COMPLEX, MADURAI-1.

... PETITIONER/1st RESPONDENT
IN CMP(MD) No.5245 of 2017
IN WA(MD) No.323 of 2017

K.SARAVANAN
SUB LESSEE,
SHOP NO.4, WEST VADAMPOKKE STREET,
ARULMIGU MADHANAGOPALASWAMY
THIRUKOIL COMPLEX, MADURAI-1.

... PETITIONER/1st RESPONDENT
IN CMP(MD) No.5246 of 2017
IN WA(MD) No.324 of 2017

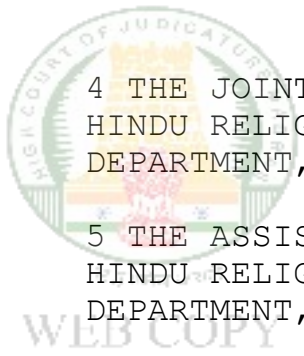
Vs

1 THE EXECUTIVE OFFICER
ARULMIGU MADHANAGOPALASWAMY TEMPLE,
WEST MASI STREET, MADURAI-1.

...1st RESPONDENT/APELLANT
IN ALL THE PETITIONS

2 THE GOVERNMENT OF TAMIL NADU
REP BY ITS PRINCIPAL SECRETARY TO GOVERNMENT,
TOURISM, CULTURE AND ENDOWMENTS DEPARTMENT,
SECRETARIAT, CHENNAI-009.

3 THE COMMISSIONER
HINDU RELIGIOUS AND CHARITABLE ENDOWMENT
DEPARTMENT, NUMGAMBAKKAM, CHENNAI.



4 THE JOINT COMMISSIONER
HINDU RELIGIOUS AND CHARITABLE ENDOWMENT
DEPARTMENT, MADURAI-1.

5 THE ASSISTANT COMMISSIONER
HINDU RELIGIOUS AND CHARITABLE ENDOWMENT
DEPARTMENT, MADURAI-1.

...RESPONDENTS 2 to 5 IN ALL
THE PETITIONS

MR.NAGARAJAN
LESSEE, SHOP NO.1, WEST VADAMPOKKE STREET,
ARULMIGU MADHANAGOPALASWAMY TEMPLE,
THIRUKOIL COMPLEX, MADURAI-1. ...6th RESPONDENT IN CMP(MD)
No.5244 of 2017 IN WA(MD) No.322 of 2017

MR.NAGARAJAN
LESSEE, SHOP NO.2, WEST VADAMPOKKE STREET,
ARULMIGU MADHANAGOPALASWAMY TEMPLE,
THIRUKOIL COMPLEX, MADURAI-1. ...6th RESPONDENT IN CMP(MD)
No.5245 of 2017 IN WA(MD) No.323 of 2017

MR.J.RAMESH
LESSEE, SHOP NO.4, WEST VADAMPOKKE STREET,
ARULMIGU MADHANAGOPALASWAMY TEMPLE,
THIRUKOIL COMPLEX, MADURAI-1. ...6th RESPONDENT IN CMP(MD)
No.5246 of 2017 IN WA(MD) No.324 of 2017

Prayer in CMP(MD). 5244/ 2017 IN WA(MD)No.322/17 :
Petition praying that in the circumstances stated therein and in the
affidavit filed therewith the High Court will be pleased to pass an
order by extending the time period of six weeks granted by this
Honourable Court on 07/04/2017 in WA(MD).No.322 of 2017.

Prayer in CMP(MD). 5245/ 2017 IN WA(MD)No.323/17:
To pass an order by extending the time period of six weeks granted
by this Honourable Court on 07/04/2017 in WA(MD).No.323 of 2017.

Prayer in CMP(MD). 5246/ 2017 IN WA(MD)No.324/17 :
To pass an order by extending the time period of six weeks granted
by this Honourable Court on 07/04/2017 in WA(MD).No.324 of 2017

ORDER : These petitions coming on for orders upon perusing the
petitions and the affidavits filed in support thereof and upon
hearing the arguments of M/S.A.THIRUMURTHY, Advocate for the
petitioner in all the petitions and of MR.S.MANO HAR, Advocate for R1
and MR.V.R.SHANMUGANATHAN, Special Government Pleader for R2 to R5,
on behalf of the Respondents the court made the following order:-

C O M M O N O R D E R

(Order of the Court made by **T.S.SIVAGNANAM, J.**)



respondent and Mr.V.R.Shanmuganathan, learned Special Government Pleader appearing for the respondents 2 to 5.

2. These civil miscellaneous applications have been filed seeking extension of time fixed by this Court in its Judgment, dated 07.04.2017 in W.A(MD)Nos.322, 323 and 324 of 2017.

3. The operative portion of the said Judgment reads as follows:

"7.Taking note of the factual situation, we grant six weeks time to the sixth respondent/lessees as well as the first respondent/Sub-lessees to move the Government for appropriate relief. If the Revision Petitions filed by the lessee are in order, the Government shall consider the same and number those applications and also consider the maintainability or otherwise of the Petitions filed by the first respondent/sub-lessees seeking impleadment. Since the order of eviction was passed by the Joint Commissioner, Hindu Religious and Charitable Endowment Department, on 22.06.2016, which was confirmed by the Commissioner, Hindu Religious and Charitable Endowment Department, on 10.08.2016, we grant six weeks time, from the date of receipt of a copy of this Judgment, to enable the first respondent/sub-lessees and the sixth respondent/sub-lessees to move the Secretary to Government Tourism, Culture and Endowment Department for appropriate orders either interim or final. If the first respondents/sub-lessees and the sixth respondents/lessees are unable to obtain any orders by then, it is open to the appellant temple to proceed further in accordance with law. Till the expiry of six weeks period, as fixed by this Court, the interim order of status-quo, which is prevailing as-on-today, shall be maintained by the parties and there shall be no threat of eviction."

4. In terms of above directions, the petitioners have filed revision petitions before the Secretary to Government and the same are now pending before the Secretary to Government. Since the order of status-quo granted by this Court is expiring, the petitioners have moved these civil miscellaneous petitions.

5. Considering the fact that the petitioners have presented review petitions before the Government as directed by us in the aforementioned Judgment, we direct the second respondent to consider the review petitions and pass orders on merits and in accordance with law.

6. In terms of the earlier directions, we direct the second respondent to comply with our directions within a period of four weeks from the date of receipt of a copy of this order. Till such time the order of status-quo granted by us in the earlier Judgment, dated 07.04.2017, shall continue.



7. Accordingly, all these C.M.P. (MD) Nos.5244, 5245 and 5246 of 2017 are disposed of.

sd/-
16/06/2017

/ TRUE COPY /

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Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1 THE EXECUTIVE OFFICER
ARULMIGU MADHANAGOPALASWAMY TEMPLE,
WEST MASI STREET, MADURAI-1.
- 2 THE PRINCIPAL SECRETARY TO GOVERNMENT,
GOVERNMENT OF TAMIL NADU TOURISM,
CULTURE AND ENDOWMENTS DEPARTMENT,
SECRETARIAT, CHENNAI-009.
- 3 THE COMMISSIONER
HINDU RELIGIOUS AND CHARITABLE ENDOWMENT DEPARTMENT,
NUMGAMBAKKAM, CHENNAI.
- 4 THE JOINT COMMISSIONER
HINDU RELIGIOUS AND CHARITABLE ENDOWMENT DEPARTMENT,
MADURAI-1.
- 5 THE ASSISTANT COMMISSIONER
HINDU RELIGIOUS AND CHARITABLE ENDOWMENT DEPARTMENT,
MADURAI-1.

ORDER
IN
CMP(MD) Nos.5244 to 5246 of 2017
IN WA(MD) Nos.322 to 324 of 2017
Date :16/06/2017

SMA/CM-MSA/SAR-4/19.06.2017:4P/6C (IT)