



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.09.2017

CORAM:

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

W.P.(MD)No.16545 of 2017

and

W.M.P(MD)No.13178 of 2017

P.S.Ramu

... Petitioner

Vs.

1.The Secretary

Hindu Religious & Charitable Endowment,
Namakkal Kavingnar Maligai,
Chennai - 600 009.

2.The Joint Commissioner,

Hindu Religious & Charitable Endowment,
Madurai.

3.The Assistant Commissioner,

Hindu Religious & Charitable Endowment,
Madurai.

4.The Fit Person,

A/m Santhana Mariamman Kovil,
Having Office at
O/o Executive Officer,
A/m Medhana Gopala Swamy Temple,
Madurai.

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the second respondent to consider the petitioner's representation dated 08.08.2017 and consequently appoint a Executive Officer to conduct Kumbabisekam festival in Arulmigu Sandhanamariamman Temple, situated in 78th Ward, Baskaradass Nagar (Thidir Nagar) Madurai.

For Petitioner : Mr.S.Balaji

For Respondents : Mr.J.Gunaseelanmuthiah
Government Advocate
(for R1 to R3)

O R D E R

This writ petition is filed seeking for issuance of a Writ of Mandamus directing the second respondent to consider the petitioner's representation dated 08.08.2017 and consequently appoint a Executive Officer to conduct Kumbabisekam festival in Arulmigu Sandhanamariamman Temple, situated in 78th Ward, Baskaradass Nagar (Thidir Nagar) Madurai.

2.The petitioner would state that he is one of the Donors for Mahakumbabisekam to be conducted in Arulmigu Sandhanamariamman Temple, situated at 78th Ward, Baskaradass Nagar (Thidir Nagar) Madurai. The entire renovation work is carried out by the Donors, but the third parties without any authorisation have collected Donations. Hence, on 27.06.2017, the petitioner gave a representation to the fourth respondent. Since no action was taken, further representation dated 08.08.2017 was given to the respondents 1 to 3 to take action. Since there is no reply, the present writ petition is filed.

3.Mr.S.Balaji, learned counsel appearing for the petitioner would submit that the Donors shall not collect the donation from the third parties as per the undertaking letter dated 06.04.2017 given to the Thakkar of the temple, viz., the 5th respondent.

4.Mr.S.Manokar, learned counsel appearing for the fourth respondent would submit that neither in the representation dated 27.06.2017 nor in the second representation dated 08.08.2017 any allegation made against the respondents and the renovation work in the temple was carried out in a proper manner and the Kumbabisekam will be held on 08.09.2017 and all arrangements have been made to perform the Kumbabisekam on 08.09.2017.

5.In view of the above submissions, this Court is of the view that no further adjudication is necessary. Hence, this writ petition is closed. No costs. Consequently, connected miscellaneous petition is also closed.

Sd/-

Assistant Registrar(Crl.Side)

/True Copy/

Sub Assistant Registrar.

To

1.The Secretary
Hindu Religious & Charitable Endowment,
Nannur Maligai,
Chennai - 600 009.



2.The Joint Commissioner,
Hindu Religious & Charitable Endowment,
Madurai.

3.The Assistant Commissioner,
Hindu Religious & Charitable Endowment,
Madurai.

+1CC to Mr.S.Balaji, Advocate, SR.No. 75880

+1CC to Mr.S.Manohar, Advocate, SR.No. 76480

+1CC to the Special Government Pleader SR.No. 76246

W.P.(MD)No.16545 of 2017

and

W.M.P(MD)No.13178 of 2017

01.09.2017

skn

AM/RSK/SAR 3/13.09.2017/3P/7C