



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
DATED: 29.08.2017

CORAM:

**THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN**  
and

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN**

**W.P. (MD)No.10208 of 2013**

and

**M.P. (MD)Nos.1&2 of 2013**

and

**M.P. (MD)No.1 of 2014**

K.J.Sahadeva Raja

... Petitioner

Vs.

1.The Commissioner,  
Hindu Religious & Charitable Endowment Dept.,  
Chennai-600 034.

2.The Joint Commissioner,  
Hindu Religious & Charitable Endowment Dept.,  
Sivagangai.

3.The Executive Officer,  
A/m.Mayuranathaswamy Thirukoil,  
Pethavanallur,  
Rajapalayam,  
Virudhunagar District.

... Respondents

**PRAYER:** Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, calling for the records in pursuant to the impugned order passed by the 1<sup>st</sup> respondent in D.Dis.RP No.59/2012-D2, dated 30.04.2013, which confirming the order passed by the 2<sup>nd</sup> respondent in M.P.NO.41/2012/A3 dated 31.10.2012 and quash the same and consequently directing the 3<sup>rd</sup> respondent from interfering with the petitioner's peaceful possession and enjoyment of the premises at Door No.70-73, Cotton Market, Tenkasi Road, Rajapalayam, Virudhunagar District.

|                                |                                                             |
|--------------------------------|-------------------------------------------------------------|
| For Petitioner                 | : Mr.T.Srinivasa Raghavan                                   |
| For Respondents 1&2            | : Mr.T.S.Mohammed Mohideen<br>Additional Government Pleader |
| For 3 <sup>rd</sup> Respondent | : Mr.P.Mahendran                                            |

**O R D E R**

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[Order of the Court was made by **G.R.SWAMINATHAN, J.**]

The learned counsel appearing for the petitioner submitted that a fresh application for allotment of the shop was submitted to the Executive Officer, the third respondent herein and the same would be forwarded to the first respondent through the second respondent.



2. In view of the subsequent events, relating to the submission of application by the petitioner, the learned counsel for the petitioner seeks withdrawal of the writ petition with liberty to prosecute the application.

3. The writ petition is dismissed as withdrawn with such liberty. Consequently, connected miscellaneous petitions also dismissed.

Sd/-

Assistant Registrar (CS-III)

/True Copy/

Sub Assistant Registrar

To

1. The Commissioner,  
Hindu Religious & Charitable Endowment Dept.,  
Chennai-600 034.

2. The Joint Commissioner,  
Hindu Religious & Charitable Endowment Dept.,  
Sivagangai.

+1cc to Mr. M. KARTHIKEYAVENKITACHALAPATHY Advocate in SR. No. 75127

+1cc to Mr. P. MAHENDRAN Advocate in SR. No. 75136

RMI/PJL

JS/GT/SAR.2/7.9.2017/2P-5C

ORDER MADE IN  
W.P. (MD) No. 10208 of 2013  
29.08.2017