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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.01.2017

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBBIAH

AND

THE HONOURABLE MRS.JUSTICE J.NISHA BANU

W.P.[MD].No.8609 of 2013

and

M.P.No.1 of 2013

Ganapathy : Petitioner

Vs.

1.The Commissioner,
HR & CE Department, Uthamar Gandhi Salai,
Chennai 34.

2.The Joint Commissioner,
HR & CE Department, Trivandrum Road,
Palayamkottai, Tirunelveli.

3.A/M.Thenpalani Aandavar Temple,
West Avani Moola Street, Tenkasi,
Rep by Executive Officer,
A/M.Kasi Viswanatharswamy Temple,
Tenkasi.

4.Thiru Sankarran : Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents 1 to 3 to remove the illegal constructions made by the fourth respondent in the North Eastern Corner [Esanya Moolai] of A/M.Thenpalani Aandavar Temple, to an extent of 20ft X 25 ft, within a time frame to be fixed by this Court.

For Petitioner : Mr.T.S.R.Venkataramana

For Respondents 1&2 : Mr.VR.Shanmuganathan
Special Government Pleader

For Respondent No.3 : Mr.C.Mayil Vahana Rajendran

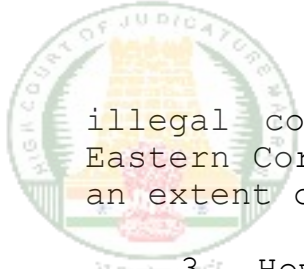
For Respondent No.4 : Mr.V.Sankaranarayanan

O R D E R

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

This Writ Petition has been filed to issue a Writ of Mandamus directing the respondents 1 to 3 to remove the illegal constructions made by the fourth respondent in the North Eastern Corner [Esanya Moolai] of A/M.Thenpalani Aandavar Temple, to an extent of 20 X 25 feet.

2. Today, when the Writ Petition is taken up for consideration,



illegal construction made by the fourth respondent in the North Eastern Corner [Esanya Moolai] of A/M.Thenpalani Aandavar Temple, to an extent of 20 X 25 feet has been removed.

3. However, the learned Special Government Pleader for the respondents 1 and 2 would submit that it is not correct to state that the construction made by the fourth respondent is illegal one. However, he would submit that the said construction made by the fourth respondent has been removed.

4. In view of the said submission made, recording the same, the Writ Petition is closed. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CO)

/True Copy/

Sub Assistant Registrar

To

1.The Commissioner,
HR & CE Department, Uthamar Gandhi Salai,
Chennai 34.

2.The Joint Commissioner,
HR & CE Department, Trivandrum Road,
Palayamkottai, Tirunelveli.

+1cc to Mr.T.S.R.Venkata Ramana,Advocate,SR No.1676

+1cc to Special Government Pleader,SR No 1979

nb

ms/rr/me/23.01.2017/2p.5c

ORDER MADE IN
W.P.[MD].No.8609 of 2013
09.01.2017