

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.03.2018

CORAM

THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU

Writ Petition No.5167 of 2018

Mrs.S.Kasturibai
Wife of Sri.K.Sundaram

... Petitioner

vs.

1. The Commissioner
Hindu Religious & Charitable Endowment Department
Uthamar Gandhi Salai, Nungambakkam,
Chennai-34.
2. The Joint Commissioner
(Additional Commissioner for Education &
Charitable Institution (enquiry) additional charge)
Uthamar Gandhi Salai, Nungambakkam,
Chennai-34.
3. The Joint Commissioner
Hindu Religious & Charitable Endowment Department
Uthamar Gandhi Salai, Nungambakkam,
Chennai-34.
4. The Assistant Commissioner
Hindu Religious & Charitable Endowment Department
Uthamar Gandhi Salai, Nungambakkam,
Chennai-34.
5. The Fit Person / Executive Officer
Arulmighu Karaneeswarar Thirukoil
Saidapet, Chennai-600 015.

..Respondents

Writ petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the 1st respondent to consider the representation of the petitioner dated 13.02.2018 and conduct the election, for electing the Managing Trustee of the Arulmigu Kadumbadi Chinnamman Thirukkoil, Saidapet, Chennai-600 015, by following the existing practice of rotational management within a time frame.

For Petitioner : Mr.M.Kempraj
For Respondents : Mr.M.Maharaja
Special Government Pleader

O R D E R

Mr.M.Maharaja, learned Special Government Pleader takes notice for the respondents. By consent of the parties, the main writ petition is taken up for final disposal at the admission stage itself.

2. This writ petition is filed seeking for a direction to the first respondent to consider the petitioner's representation dated 13.02.2018 to conduct election for electing the Managing Trustee of the Arulmigu Kadumbadi Chinnamman Thirukkoil, Saidapet, Chennai-600 015, by following the practice of rotational management.

3. It is seen that this Court already passed an order in WP.No.1963 of 2018 dated 31.01.2018, filed by one C.Anusuya, directing the HR & CE Department to conduct election to the office of the managing Hereditary Trustee of the said Temple within a period of three weeks from the date of receipt of a copy of that order. Now, it is stated before this Court that the election is also scheduled to be held on 12.03.2018, in pursuant to the order passed by this Court, as stated supra. At this juncture, the petitioner has come forward with the present prayer. Since election is already scheduled and going to take place on 12.03.2018, it is for the petitioner to work out her remedy, in case, if she has any grievance, even after such election. Since the election is already scheduled and the day of election is fastly approaching, I do not think that this Court can entertain the present writ petition at this stage. Accordingly, this writ petition is disposed of, by granting liberty to the petitioner to agitate the matter afresh in accordance with law, if she has any cause of action to do so, after election. No costs.

Sd/-

Asst.Registrar (CS VI)

/true copy/

Sub Asst. Registrar

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To

1. The Commissioner

Hindu Religious & Charitable Endowment Department
Uthamar Gandhi Salai, Nungambakkam,
Chennai-34.

2. The Joint Commissioner
(Additional Commissioner for Education &
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5. The Fit Person / Executive Officer
Arulmighu Karaneeswarar Thirukoil
Saidapet, Chennai-600 015.

+lcc to Mr.M.Kempuraj, Advocate sr.no.17604
+lcc to Government Pleader in sr.no.17799

WP.No.5167 of 2018

nr 26/03/2018



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