

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.04.2018

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.10652 of 2018

&

W.M.P.Nos.12597 to 12599 of 2018

1.K.Murthy Achari
Managing Trustee

2.D.Jagadeesan Achari
Trustee

3.K.Yuvaraj Achari
Trustee

4.R.Rajendra Kumar Achari
Trustee

5.P.Panchatram Achari
Trustee

... Petitioners

-vs-

1. The State of Tamil Nadu
Rep. by Secretary to Government
Tourism, Culture and Endowment Department
Fort St. George, Secretariat
Chennai - 600 009

2.The Commissioner
Hindu Religious & Charitable Endowment Department
Uttamar Gandhi Salai
Nungambakkam
Chennai - 600 034

3.The Joint Commissioner
Chennai Circle
Hindu Religious & Charitable Endowment Department
Uttamar Gandhi Salai
Nungambakkam
Chennai - 600 034

.. Respondents

Petition under Article 226 of the Constitution of India,

Pleader appearing for the respondent submitted that after the expiry of two years of the tenure, the petitioners have come to this Court. He has further submitted that the petitioners have given representation only to the Hon'ble Minister for Hindu Religious & Charitable Endowment Department with a copy to the first respondent, but no such detailed representation has been given to the Commissioner.

4. The said submission does not appeal to this Court. The reason is, as the impugned Government Order has been passed by the first respondent, the petitioners have given a representation dated 02.01.2018 to the first respondent. Therefore, before the expiry of the tenure on 18.05.2018, the first respondent is hereby directed to consider and pass appropriate orders on the representation given by the petitioners.

5. The learned Special Government Pleader submitted that the first respondent has no authority to appoint the Trustees and only on the proposal made by the Commissioner of Hindu Religious & Charitable Endowment Department, the first respondent has passed the impugned Government Order and therefore, the petitioners may be directed to give a detailed representation to the Commissioner of Hindu Religious & Charitable Endowment Department within a period of one week.

In view of the above submission, the petitioners are hereby directed to give a fresh representation or copy of the representation dated 02.01.2018 to the Commissioner, Hindu Religious & Charitable Endowment Department within a period of one week from the date of receipt of a copy of this order. On receipt of the representation from the petitioners, the the Commissioner shall consider the same and pass appropriate orders within a period of one week thereafter as the tenure of the trusteeship of the petitioner is going to expire on 18.05.2018.

सत्यमेव जयते

Sd/-

Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

To

1. The Secretary to Government
Tourism, Culture and Endowment Department
Fort St. George, Secretariat
Chennai - 600 009

2.The Commissioner

Hindu Religious & Charitable Endowment Department
Uttamar Gandhi Salai
Nungambakkam
Chennai - 600 034

3.The Joint Commissioner

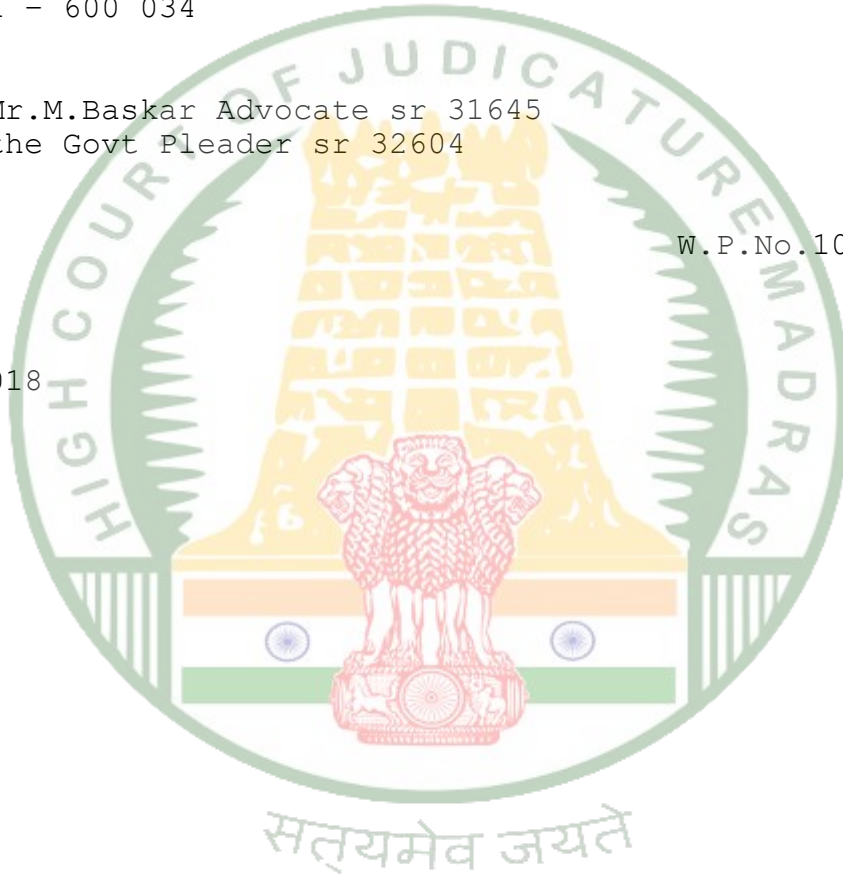
Chennai Circle
Hindu Religious & Charitable Endowment Department
Uttamar Gandhi Salai
Nungambakkam
Chennai - 600 034

+1 cc to Mr.M.Baskar Advocate sr 31645

+1 cc to the Govt Pleader sr 32604

W.P.No.10652 of 2018

aa03/05/2018



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