

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 16.11.2018

CORAM

THE HONOURABLE MRS. JUSTICE PUSHPA SATHYANARAYANA

W.P.No.30205 of 2018
and W.M.P.No.35268 of 2018

Arulmigu Ellai Amman Pazhandi Amman
Thirukoil, Nochikuppam Vazh Parambariya
Meenava Makkal Nala Sangam
Represented by its Secretary
Mr.A.Karthiravan, S/o V.Arunagiri,
No.C-5A, Kamarajar Salai,
Durgai Amman Kovil Street,
Mylapore, Chennai - 600 004.

... Petitioner

Vs.

1. The Commissioner
Hindu Religious and Charitable
Endowment Board,
119, Uthamar Gandhi Salai,
Nungambakkam, Chennai - 600 034.
2. Deputy Commissioner
Hindu Religious and Charitable
Endowment Board,
Nungambakkam, Chennai - 600 034.
3. The Executive Officer,
Komaliswaran Pettai,
Chennai - 600 002.
4. The Inspector of Police,
Light House Police Station,
Chennai -5.
5. The Secretary to Government
Hindu Religious and Charitable
Endowment Board,
St.Fort George,
Chennai - 600 009.

.. Respondents

PRAYER : Writ Petition filed Under Article 226 of the
Constitution of India praying to issue a Writ of Mandamus,
directing the respondents to consider in the petitioner's
representation dated 16.07.2018.

For Petitioner : Mr.G.Krishnamurthy
For Respondents 1,2,3 & 5: Mr.M.Maharaja
Special Government Pleader
(HR & CE)
For Respondent - 4 : Mr.V.Shanmugasundar
Special Government Pleader

O R D E R

By consent of both parties, the Writ petition is taken up for final disposal at the admission stage itself.

2.The petitioner- Temple has come up with this writ petition seeking a direction to respondents to consider their representation dated 16.07.2018.

3.According to the learned counsel for the petitioner-Temple, the petitioner has submitted a representation dated 16.07.2018 for holding an enquiry under section 63 of the Hindu Religious and Charitable Endowment Board Act 1953, but, the same is yet to be disposed of by the respondents. Hence, the petitioner is before this Court.

4. Heard Mr.M.Maharaja, learned Special Government Pleader (HR & CE) on behalf of the respondents 1,2, 3 and 5 and Mr.V.Shanmugasundar, learned Special Government Pleader on behalf of the fourth respondent.

5.Considering the facts and circumstances of the case and the submissions made on either side, this Court, without expressing any opinion on the merits of the representation, directs the respondents to consider the petitioner's representation dated 16.07.2018 and pass appropriate orders, on merits and in accordance with law, after affording due opportunity of hearing to the petitioner/Arulmigu Ellai Amman Pazhandi Amman Thirukoil, as well as any of the interested parties, within a period of six weeks from the date of receipt of a copy of this order.

6. With the above directions, this writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

-s/d-

Assistant Registrar(CCC)

True Copy

Sub-Assistant Registrar

Srn/av

To

1. The Commissioner
Hindu Religious and Charitable
Endowment Board,
119, Uthamar Gandhi Salai,
Nungambakkam, Chennai - 600 034.
 2. Deputy Commissioner
Hindu Religious and Charitable
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Light House Police Station,
Chennai -5.
 5. The Secretary to Government
Hindu Religious and Charitable
Endowment Board,
St.Fort George, Chennai - 600 009.
- +1 CC to Mr.G.Krishnamurthy, Advocate sr 78578.
+1 CC to Spl. Govt.Pleader sr 78642

W.P.No.30205 of 2018
and W.M.P.No.35268 of 2019

सत्यमेव जयते

CNR(CO)
SP(10/12/2018)

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