



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.07.2018

WEB COPY

CORAM:

THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P. (MD) No.16345 of 2018

K.Veerapandiyathevar

... Petitioner

vs.

1. The Commissioner,
Hindu Religious and Charitable Endowment Department,
Chennai- 600 034.
2. The District Collector,
Virudhunagar District,
Virudhunagar.
3. The Joint Commissioner,
Hindu Religious and Charitable Endowment Department,
Sivagangai- 630561
4. The Thasildhar,
Thiruchuli Taluk,
Virudhunagar District.
5. The Ramanathapuram Devasthanam,
through its the Diwan and Management Society,
Ramanathapuram.
6. The Executive Officer,
Arulmighu Sagayavalli Sametha SriBoominathar Temple,
Thiruchuli,
Virudhunagar District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus directing the respondents to consider the petitioner's representation dated 26.04.2018.

For Petitioner : Mr.N.Anandakumar

For Respondents : Mr.J.Gunaseelan Muthiah

<https://hcservices.ecourts.gov.in/hcservices/>

Additional Government Pleader

**ORDER**

Mr.J.Gunaseelan Muthiah, learned Additional Government Pleader, takes notice for the respondents.

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

3. It is the grievance of the petitioner that his representation dated 26.04.2018 seeking to give an elephant on behalf of the public to the Arulmighu Sagayavalli Sametha Sri Boominathar Temple, has not been considered by the respondents till date and therefore, he has filed the present writ petition.

4. This Court has not expressed any of its view with regard to the merits of the representation made by the petitioner. It is needless to point out that whenever a representation of this nature is made, the respondents are duty bound to consider the same in one way or the other. Non-consideration of the same would amount to dereliction of ordinary duties of their office and as such, this Court would be justified in invoking its powers conferred under Article 226 of the Constitution of India to direct them to consider the petitioner's representation within a stipulated time.

5. In view of the limited prayer sought for in this writ petition, there shall be a direction to the third respondent to consider the petitioner's representation dated 26.04.2018 on its own merits and take further action in accordance with law, within a period of four weeks from the date of receipt of a copy of this order. Such an exercise shall be done after giving due opportunity to the petitioner as well as to any other persons who may be interested in the subject matter.

6. With the above directions, this writ petition is disposed of. No costs.

Sd/-

Assistant Registrar (Writs)

/True Copy/

Sub Assistant Registrar (CS-)

To

1. The Commissioner,
<https://hcservices.ecourts.gov.in/hcservices/>
Hindu Religious and Charitable Endowment Department,
Chennai- 600 034.



2. The District Collector,
Virudhunagar District,
Virudhunagar.

3. The Joint Commissioner,
Hindu Religious and Charitable Endowment Department,
Sivagangai- 630561

4. The Thasildhar,
Thiruchuli Taluk,
Virudhunagar District.

5. The Executive Officer,
Arulmighu Sagayavalli Sametha SriBoominathar Temple,
Thiruchuli,
Virudhunagar District.

+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR No. 75534
+ 1 CC TO Mr.AKKINI THEVAR, ADVOCATE IN SR No. 75781

AAV

TE/RP/SAR-1 : 06/08/2018 : 3P/8C

W.P. (MD) No.16345 of 2018
26.07.2018