

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.09.2020

CORAM :

The Hon'ble Mr.A.P.SAHI, THE CHIEF JUSTICE

AND

The Hon'ble Mr.JUSTICE SENTHILKUMAR RAMAMOORTHY

W.P.No.12738 of 2020
and WMP No.15736 of 2020

K.S. Gurumoorthy

... Petitioner

-vs-

1. The Chief Secretary to Government,
State of Tamil Nadu,
Fort St. George,
Chennai - 600 009
 2. The Secretary to Government,
(Law & Justice),
State of Tamil Nadu,
Fort St. George,
Chennai - 600 009
 3. The Commissioner,
Hindu Religious and Charitable Endowments Department,
No.119, Uthamar Gandhi Salai,
Nungambakkam,
Chennai - 600 034
- ... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying this Court to issue a Writ of Declaration, declaring that the Tamil Nadu Hindu Religious and Charitable Endowments Act, 1959, (Act 22 of 1959) is ultra-vires.

For Petitioner : Mr.R. Gururaj

ORDER

(Order of the Court was made by The Hon'ble Chief Justice)

Learned counsel for the petitioner informs this Court that this writ petition raises a similar issue as in W.P.No.12223 of 2020 (Arjunan Elayaraja vs The Chief Secretary to Government, State of Tamil Nadu and Others) decided on 10.09.2020, which is extracted herein under:-

" After the matter was heard, learned counsel for the petitioner submits that he may be permitted to withdraw the writ petition to enable him to file a better writ petition in case the law so permits challenging the vires of the provision. The writ petition is dismissed as withdrawn. No costs. Consequently, connected miscellaneous petition is closed."

2. Learned counsel prays that this petition may also be disposed of on the same terms.

3. Accordingly, this writ petition is disposed of on the same terms as in the order dated 10.09.2020 extracted hereinabove. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

sr

To

1. The Chief Secretary to Government,
State of Tamil Nadu,
Fort St. George, Chennai - 600 009
2. The Secretary to Government,
(Law & Justice),
State of Tamil Nadu,
Fort St. George, Chennai - 600 009
3. The Commissioner,
Hindu Religious and Charitable Endowments Department,
No.119, Uthamar Gandhi Salai,
Nungambakkam,
Chennai - 600 034

+1cc to the Government Pleader, S.R.No. 30754

W.P.No.12738 of 2020

VG II(CO)
GN(20/10/2020)