



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.07.2021

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

AND

THE HONOURABLE MR.JUSTICE V.SIVAGNANAM

W.A.No.266 of 2015

1. The Commissioner
Hindu Religious and Charitable
Endowments Administrative Department
Chennai 600 034
2. The Joint Commissioner
Hindu Religious and Charitable
Endowments Administrative Department
Vellore,
North Arcot District ..Appellants/Respondents 1&2

-vs-

1. A.S.Ganesh
2. The Executive Officer
Arulmighu Jagannatha Perumal Temple
& Thirumazhisai Alwar Temple
Thirumazhisai, Poonamallee Taluk
Thiruvallur District ..Respondents/Petitioner/
3rd Respondent

Appeal filed under Clause 15 of the Letters Patent, against the order dated 05.12.2013 made in W.P.No.31281 of 2013.

W.P.No.31281 of 2013: Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of certiorarified Mandamus calling upon the records of the 1st respondent in the impugned order in D.Dis.Suo Motu Revision NO.2/2013D(2) dated 6.8.2013 insofar as the portion calling upon the 2nd and 3rd respondent herein by the 1st respondent to fix the fair rent in respect of the property being land of an extent of acre 1.14 cents comprised in survey No.86 and survey No.87 situated in Thirumazhisai Village Poonamallee Taluk Thiruvallur District belonged to the 3rd respondent temple and collect the same from the petitioner and quash the same and consequently refrain the respondents from any manner enforcing the impugned order as against the petitioner.



For Appellants : Mr.T.Arunkumar
Government Advocate

JUDGMENT

(Judgment of the Court was delivered by T.RAJA, J.)

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Mr.T.Arunkumar, learned Government Advocate appearing for the appellants, on receiving oral instructions, stated that since the first respondent/lessee has handed over the land in question to the Executive Officer of the second respondent Temple, nothing survives in this appeal.

2. Even in paragraph-9 of the impugned order, it is stated that possession has been given to the Executive Officer of the Temple. Therefore, recording the statement of the learned Government Advocate, the writ appeal is dismissed as infructuous. Consequently, M.P.No.1 of 2015 is also dismissed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

ss

To

1. The Commissioner
Hindu Religious and Charitable
Endowments Administrative Department
Chennai 600 034
2. The Joint Commissioner
Hindu Religious and Charitable
Endowments Administrative Department
Vellore, North Arcot District
3. The Executive Officer
Arulmighu Jagannatha Perumal Temple
& Thirumazhisai Alwar Temple
Thirumazhisai, Poonamallee Taluk
Thiruvallur District

+lcc to the special Government Pleader, S.R.No.34304

W.A.No.266 of 2015

RP(CO)
RGA(12/08/2021)