

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.03.2021

CORAM :

THE HON'BLE MR.SANJIB BANERJEE, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE SENTHILKUMAR RAMAMOORTHY

W.P.No.4862 of 2021

M.Dhakshanamoorthy ... petitioner

Vs

- 1 The District Collector
Collectorate Office
Tiruvannamalai District.
- 2 The Commissioner
Hindu Religious and Charitable Endowment
Board (HR and CE)
Nungambakkam Chennai
- 3 The Revenue District Officer
Tiruvannamalai Taluk and District
- 4 The Tahsildar
Tahsildar Office, Kelpennathur Taluk
Tiruvannamalai District.
- 5 The Executive Officer
Municipality Office Vettavalam Village
Kelpennathur Taluk
Tiruvannamalai District.
- 6 Mani
- 7 Sankaranarayanan
- 8 Srinivasan
- 9 Mohan ... respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the 1 to 5 to consider and dispose Petitioners representation dated 14.12.2020 requesting to take necessary action as against the Respondents 6 to 9 for encroaching and putting up unauthorized construction in

the passage leading to the temple measuring extent of 0.0024 sq. mt situate at Survey No. 338 / 6 sub divided to 338 / 57 that belongs to Arulmigu Sri Anagalamman Temple at Vettavalam Kelpennathur Taluk Tiruvannamalai District.

For Petitioner : Mr.D.Thirumoorthy
for Ms.S.P.Arthi

For Respondents : Mr.K.S.Suresh,
Government Advocate,
for respondents 1, 3 to 5

Mr.M.Karthikeyan, Spl.G.P.
for 2nd respondent

ORDER

(made by SENTHILKUMAR RAMAMOORTHY, J.)

The petitioner complains about the alleged encroachment of property belonging to the Arulmighu Sri Angalamman Temple at Vettavalam, Kelpennathur Taluk, Tiruvannamalai District by respondents 6 to 9 herein.

2. The writ petitioner asserts that the temple is under the control of the Hindu Religious and Charitable Endowments Department. Respondents 6 to 9, who reside adjacent to the temple, have erected constructions on the temple land. In spite of issuing a representation on 14.12.2020 to the respondents 1 to 5, no action has been taken thereon.

3. Without going into the merits of the representation dated 14.12.2020, respondents 1 to 4 are directed to consider the representation and dispose of the same by a speaking order after putting all affected parties on reasonable notice, including respondents 6 to 9 herein. Such speaking order shall be passed within a period of eight weeks from the date of receipt of a copy of this order.

4. W.P.No.4862 of 2021 is disposed of on the above terms. There will be no order as to costs.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

tar
To:

- 1 The District Collector
Collectorate Office
Tiruvannamalai District.
- 2 The Commissioner
Hindu Religious and Charitable Endowment
Board (HR and CE)
Nungambakkam Chennai
- 3 The Revenue District Officer
Tiruvannamalai Taluk and District
- 4 The Tahsildar
Tahsildar Office, Kelpennathur Taluk
Tiruvannamalai District.
- 5 The Executive Officer
Municipality Office Vettavalam Village
Kelpennathur Taluk
Tiruvannamalai District.

+1 cc to M/s.Arthi, Advocate Sr.No. 14066

+1 cc to The Government Pleader Sr.No. 14310

W.P.No.4862 of 2021

MG(CO)
RMP(12/03/2021)

सत्यमेव जयते

WEB COPY