



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.06.2021

CORAM

THE HON'BLE MR.JUSTICE M.M.SUNDRESH
and
THE HON'BLE MS.JUSTICE R.N.MANJULA

W.A.No.362 of 2020
and C.M.P.No.6046 of 2020

Arulmighu Vengeeswarar Alagar Perumal
and Nagathamman Devasthanam,
Rep. by its Hereditary Trustee,
P.Chamundeeswari,
Having its office at Temple Premises,
Vadapalani, Chennai - 600 026.

.. Appellant

Vs

1. The Commissioner
Hindu Religious and Charitable Endowment Board,
Uthamar Gandhi Salai, Nungambakkam,
Chennai - 600 034.

2. The Assistant Commissioner/Executive Officer,
Arulmighu Vengeeswarar Alagar Perumal and
Nagathamman Devasthanam,
Office at: Arulmigu Vadapalani Andavar Temple,
Vadapalani, Chennai 600 026.

.. Respondents

Appeal filed under Clause 15 of Letters Patent against the
order 20.12.2019 made in W.P.No.28960 of 2019.

WP.28960 Of 2019 Prayer: Petition filed Under Article 226 of
the Constitution of India praying to issue a Writ of
Certiorari Mandamus, calling for the records of the 1st
respondent pertaining to his order dated 06.09.2019 in his
proceedings bearing No.Che.Mu.Na.Ka.No.51122/2016/L5 and quash
the same and consequently forebear the respondents from
interfering with the petitioner's Administration of the
Arulmighu Vengeeswarar Alagar Perumal and Nagathamman
Devasthanam.

For Appellant	:	Mr.PL.Narayanan
For Respondents	:	Mr.D.Ravichander Government Counsel for R1 Mr.A.P.Sathyamurthy for R2



(Delivered by M.M.SUNDRESH, J.)

4. In such view of the matter, the writ appeal stands disposed of giving liberty to the appellant to invoke Section 114 of the Hindu Religious and Charitable Endowments Act within a period of four weeks from the date of receipt of a copy of this judgment. In view of the above, the order of the learned single Judge along with the findings rendered stands set aside. As and when the aforesaid provision is invoked, the Government is expected to pass appropriate orders on merit without rejecting it on the ground of limitation. No costs. Consequently, the connected miscellaneous petition is closed.

Assistant Registrar (CS VII)

Sub Assistant Registrar

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



Note: Registry is directed to return the original impugned order to the learned counsel for the appellant.

To

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1. The Commissioner
Hindu Religious and Charitable Endowment Board,
Uthamar Gandhi Salai, Nungambakkam,
Chennai - 600 034.
2. The Assistant Commissioner/Executive Officer,
Arulmighu Vengeeswarar Alagar Perumal and
Nagathamman Devasthanam,
Office at: Arulmigu Vadapalani Andavar Temple,
Vadapalani, Chennai 600 026.

+1cc to Special Government Pleader (HR & CE), S.R.No.30366.

W.A.No.362 of 2020

LN(CO)
PM(16/07/2021)