



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.07.2021

CORAM

THE HONOURABLE DR. JUSTICE ANITA SUMANTH

W.P. No.27740 of 2016

and

WMP. No.23939 of 2016

R.Annammal

...Petitioner

Vs.

1.The State of Tamil Nadu,
Rep. by its Secretary to Government
Tourism, Cultural and Religious Endowments
Department, Fort St. George, Chennai.

2.The Commissioner,
Hindu Religious Charitable Endowments
Department, 119, Uthamar Gandhi Salai,
Nungambakkam, Chennai-34.

3.The Executive Officer,
Sri Arunachaleswarar Devasthanam,
Thiruvannamalai.

...Respondents

Prayer: Writ Petition filed under Article 226 of the
Constitution of India praying to Writ of Mandamus directing the
respondents to regularise the occupancy of the
petitioner into tenancy for the property situated at
Plot No.130-B in No.38 Ramasamy Garden Street,
Adyar, Chennai-600 020.

For Petitioner : Mr.P.Arumugarajan

For Respondents : Mr.NRR.Arun Natarajan,
Government Advocate for R1 & R2

Mr.Wilson Topaz for
M/s.A.S.Kailasam Associates for R3



O R D E R

The learned counsel for the petitioner has filed a memo under cover of e.mail dated 13.07.2021, stating that the petitioner has passed away in the year 2018 and the writ petition thus be dismissed as infructuous.

2. Mr.Wilson Topaz, learned counsel for Mr.A.S.Kailasam Associates appearing for R3/ Sri Arunachaleswarar Devasthanam, Thiruvannamalai would state that after the demise of the petitioner, the legal representatives of the deceased petitioners are in unauthorised occupation of the said property at Plot No.130-B in No.38 Ramasamy Garden Street, Adyar, Chennai-600 020. If so, nothing stops the respondents from taking action under the appropriate provisions of the Hindu Religious and Charitable Endowments Act, 1959, including Section 78 thereof.

3. With this observations, this writ petition is dismissed as infructuous. No costs. Connected Miscellaneous Petition is closed.

Sd/-
Assistant Registrar (CS-III)

// True Copy//

Sub Assistant Registrar

rkp

To

1.The State of Tamil Nadu,
Rep. by its Secretary to Government
Tourism, Cultural and Religious Endowments
Department, Fort St. George, Chennai.

2.The Commissioner,
Hindu Religious Charitable Endowments
Department, 119 Uthamar Gandhi Salai,
Nungambakkam, Chennai-34.



3.The Executive Officer,
Sri Arunachaleswarar Devasthanam,
Thiruvannamalai.

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+1cc to Mr.A.S.Kailasam & Associates, Advocate, S.R.No.33025

+1cc to the Government Pleader, S.R.No.33649

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and
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PVS (CO)
SU(26/08/2021)