



W.P.Nos.21517 to 21519 of 2013

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.12.2022

CORAM

THE HONOURABLE MR.JUSTICE N. SATHISH KUMAR

W.P.Nos. 21517 to 21519 of 2013

and

M.P.Nos.2 of 2013(3 petitions), 3 of 2013(1 petition)
and 4 of 2013 (2 petitions)

G.S.Narayanan
N.Muthuraj
M.Sairaj

.. Petitioner in W.P.No.21517 of 2013
.. Petitioner in W.P.No.21518 of 2013
.. Petitioner in W.P.No.21519 of 2013

Versus

1. The Secretary to Government,
Tourism Culture, Hindu Religious &
Charitable Endowment Department (HR&CE 5.1)
Fort St.George
Chennai

2.The Commissioner
Hindu Religious & Charitable Endowment Department
Uttamar Gandhi Salai
Chennai - 34

3.The Joint Commissioner
Hindu Religious & Charitable Endowment Department
No.61-A/1, Trivandram Road
Palayamkottai
Tirunelveli



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4.The Assistant Commissioner
Hindu Religious & Charitable Endowment Department
No.61-A/1, Trivandram Road
Palayamkottai
Tirunelveli

5.The Executive Officer
Arulmigu Nellaiappar Arultharam
Gandhimathi Ambal Thiruvkoil
Tirunelveli - 627 006

.. Respondents in all cases

Common Prayer: Writ Petitions filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the order passed by the 1st respondent dated 17.07.2013 in G.O.No.188 issued by Tourim Culture and HR & CE Department, quash the same and consequently direct the respondents 3 to 5 to restore back the possession of Shop Nos.46C & 46D Theppakulam Kezhatheru, Tirunelveli Town; 46, Theppakulam Kezhatheru, Tirunelveli Town; and 119, North Car Street, Tirunelveli Town back to the respective petitioners.

For Petitioners : M/s.Chennai Law Associates (in all cases)
(No appearance)

For Respondents : Mr.M.Bindran for R1 to R4 (in all cases)
Additional Government Pleader

COMMON ORDER

These writ petitions are filed impugning the order passed by the 1st respondent dated 17.07.2013 in G.O.No.188 issued by Tourim Culture and HR & CE Department, quash the same and consequently direct the respondents 3 to 5 to restore back the possession of respective shops back to the respective petitioners.



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2. Though, these cases were listed on 12.12.2022 in the provisional

list and listed today, there is no representation on behalf of the petitioners.

3. The learned Additional Government Pleader submitted that as the petitioners were not paid the rent, the proceedings under Section 78(1) of the HR & CE Act was initiated. Consequently, the order of eviction is also passed and the petitioners are also vacated from the subject premises. Hence, nothing survives for adjudication in these writ petitions.

4. Such view of the matter, these writ petition stands dismissed as having become infructuous. No costs. Consequently, connected miscellaneous petitions are closed.

15.12.2022

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Index : Yes / No

Speaking Order : Yes / No

To

1. The Secretary to Government,
Tourism Culture, Hindu Religious &
Charitable Endowment Department (HR&CE)
Fort St.George
Chennai

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N.SATHISH KUMAR, J.

dhk

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