



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.03.2022

CORAM:

THE HONOURABLE MS.JUSTICE V.M.VELUMANI

W.P.Nos.6246 & 6255 of 2022
and W.M.P.Nos.6314 & 6325 of 2022

T.Arumugam

.. Petitioner in both W.Ps.

Vs.

1.The Commissioner,
Hindu Religious Endowment Department,
Nungambakkam, Chennai 600 034.

2.The Joint Commissioner,
Hindu Religious Endowment Department,
Nungambakkam, Chennai 600 034.

3.The Executive Officer,
Arulmigu Vengreswarar, Alagarperumal
and Nagathamam Temple, Vadapalani,
Chennai 600 026.

.. Respondents in all W.Ps.

Common Prayer: Writ Petitions are filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Certiorarified Mandamus, calling for the records pertaining to the impugned undated demand notices issued by the 3rd respondent vide reference for the (i) property bearing No.143/1, Arcot Road, Vadapalani, Chennai 600 026 and (ii) property bearing No.143, Arcot Road, Vadapalani, Chennai 600 026 respectively and quash the same and consequently, forbear the 3rd respondent from demanding the enhanced rent retrospectively from 01.07.2016 in respect of the above said property and further permit the petitioners herein to pay the arrears of rents to the 3rd respondent temple.

(In both W.Ps.)

For Petitioner : Mr.Abdul Mubeen
for M/s.M.Mohamed Anees

For RR1 & 2 : Mr.N.R.R.Arun Natarajan
Special Government Pleader (HR & CE)

For R3 : Mr.P.Willson Topaz
for M/s.A.S.Kailasam Associates



7. The learned Special Government Pleader (HR & CE) appearing for the respondents 1 & 2 submitted that the respondents will not interfere with the possession of the petitioner till disposal of the appeals to be filed by the petitioner within the time limit fixed by this Court.

8. Considering the above submissions made on both side, both the Writ Petition are disposed of, granting three weeks time to the petitioner from the date of receipt of a copy of this common order, to file appeal challenging the order dated 21.06.2021 passed by the Committee to the Commissioner. If any appeal is filed, the Commissioner is directed to dispose of the appeal on merits and pass orders after giving opportunity of personal hearing to the petitioner and 3rd respondent, within a period of eight weeks from the date of receipt of the appeal. Till such time, the respondents are restrained from initiating any proceedings based on the order dated 21.06.2021. No costs. Consequently, connected Miscellaneous Petitions are closed.

Sd/-
Assistant Registrar (CS-II)

//True Copy//

Sub Assistant Registrar

gsa

To

1. The Commissioner,
Hindu Religious Endowment Department,
Nungambakkam, Chennai 600 034.

2. The Joint Commissioner,
Hindu Religious Endowment Department,
Nungambakkam, Chennai 600 034.

3. The Executive Officer,
Arulmigu Vengreswarar, Alagarperumal
and Nagathamam Temple, Vadapalani,
Chennai 600 026.

+1cc to the Government Pleader, S.R.No.19647

W.P.Nos.6246 & 6255 of 2022

SSD(CO)
SB(01/04/2022)