



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 20.06.2022
CORAM

THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

WEB COPY

Writ Petition (MD) No.8329 of 2022
and
W.M.P. (MD) Nos.6185 and 6187 of 2022

P.Muthukrishnan

.. Petitioner

Versus

1.The Commissioner,
Hindu Religious and Charitable Endowments Department,
Nungambakkam,
Chennai - 600 034.

2.The Joint Commissioner,
Hindu Religious and Charitable Endowments Department,
Thanjavur District.

3.The Assistant Commissioner,
Hindu Religious and Charitable Endowments Department,
Pudukkottai,
Pudukkottai District.

4.The Inspector,
Hindu Religious and Charitable Endowments Department,
Kulathur,
Pudukkottai District.

5.S.Rengarajan Naidu

.. Respondents

Prayer :- Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorari, to call for the records relating to the impugned tender notification dated Nil, issued by the fifth respondent, seeking public auction to cut and remove the Seemai Karuvula Trees in respect of S.F.No.43 and 36/1 of Pidampatti Village, Singathakurichi Vattam, Kulathur Taluk, Pudukkottai District, quash the same as illegal.

For Petitioner	:	Mr.M.Suresh
For R1 to R4	:	Mr.P.Subbaraj
		Special Government Pleader
For R5	:	Mr.R.Murali

ORDER

This Writ Petition has been filed to quash the impugned tender notification dated Nil, issued by the fifth respondent, seeking public auction to cut and remove the Seemai Karuvula Trees in



respect of S.F.No.43 and 36/1 of Pidampatti Village, Singathakurichi Vattam, Kulathur Taluk, Pudukkottai District.

2.This Court, vide interim order dated 26.04.2022, directed the petitioner to take immediate steps to remove Seemai Karuveela Trees [*Prosopis Juliflora*] at his cost and file a Memo to that effect on the next date of hearing. Against the said order, the fifth respondent has filed W.A.(MD)No.460 of 2022. This Court, vide judgment dated 11.05.2022, disposed the said Writ Appeal, directing the fifth respondent to approach the competent forum under Section 78 of the Tamil Nadu Hindu Religious and Charitable Endowments Act, 1959, within a period of two weeks from the said date and also directed the third respondent to consider the same and take appropriate decision within a period of 12 weeks thereafter, by providing adequate opportunity to the aggrieved parties.

3.Today, when the matter is taken up for hearing, the learned counsel for the petitioner has filed a Memo dated 20.06.2022, stating that the petitioner has removed the Seemai Karuveela Trees [*Prosopis Juliflora*] from the subject survey numbers. Hence, the relief sought for in the present Writ Petition has become infructuous.

4.Recording the Memo filed by the petitioner, dated 20.06.2022, this Writ Petition is dismissed as infructuous. No costs. Consequently, connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar(CS-III)

// True Copy //

/06/2022

Sub Assistant Registrar(CS)

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To

1.The Commissioner,
Hindu Religious and Charitable Endowments Department,
Nungambakkam,
Chennai - 600 034.

2.The Joint Commissioner,
Hindu Religious and Charitable Endowments Department,
Thanjavur District.



3.The Assistant Commissioner,
Hindu Religious and Charitable Endowments Department,
Pudukkottai,
Pudukkottai District.

4.The Inspector,
Hindu Religious and Charitable Endowments Department,
Kulathur,
Pudukkottai District.

+1 CC to M/s.R. MURALI, Advocate (SR-27052[F] dated 21/06/2022)

+1 CC to M/s.SPL.GP (SR-27108[F] dated 21/06/2022)

+1 CC to M/s.M. SURESH, Advocate (SR-27214[F] dated 21/06/2022)

WP (MD) No.8329 of 2022
20.06.2022

NSN(CO)

KB(28.06.2022) 3P 8C