



WEB COPY



W.P.No.16296 of 2011

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.01.2023

CORAM

**THE HON'BLE MR.JUSTICE R.MAHADEVAN
and
THE HON'BLE MR.JUSTICE MOHAMMED SHAFFIQ**

W.P.No.16296 of 2011

Thangapandian @ Kalimurthy

...Petitioner

Vs

1.The Commissioner,
Hindu Religious and Endowment Board,
Chennai – 34.

2.The Joint Commissioner,
Hindu Religious and Endowment Board,
Trichy – 6.

3.The Assistant Commissioner,
Hindu Religious and Endowment Board,
Ariyalur District,
Ariyalur.

4.The Executive Officer,
Arul Migu Vathiyathan Samy Tirukoil,
Thirumalapadi – 621851,
Ariyalur Taluk and District.

5.Elangovan

Page 1 of 6



W.P.No.16296 of 2011

6.Mark

7.Jeyaraj

8.Yesnayya

9.Suryaprakasam

10.Krishnamoorthy

11.S.R.Kumar Natarajan

(R5 to R11 – impleaded as per order dated
02.08.2011 by EDRJ & MVJ in M.P.No.1 of
2014 in W.P.No.16296 of 2011)

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for a Writ of Mandamus directing the respondents to take action against the encroachers and also land grabbers of the properties of the Arulmigu Vathiyannath Samy Tirukoil at Thirumalapadi, Ariyalur by considering the petitioner's representations dated 22.02.2011, 28.02.2011, 07.03.2011 and 15.03.2011.

For Petitioner : Mr.R.Marudhachalamurthy

For Respondents : Mr.Arul Natarajan, Special Government
Pleader for R1 to R3.

Mr.Arun Anbumani for R9.

Mr.C.Prabhakaran for R5.

ORDER

[Order of the Court was made by R.MAHADEVAN,J,]



W.P.No.16296 of 2011

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2.Today, when the matter was taken up for consideration, the learned



W.P.No.16296 of 2011

Special Government Pleader appearing for the respondent fairly submitted that the respondent authorities would consider the representations of the petitioner and take action as per law, within a time frame to be stipulated by this court.

3.In view of the above, this court, without going into the merits of the case, directs the respondent authorities to conduct enquiry on the representations of the petitioner dated 22.02.2011, 28.02.2011, 07.03.2011 and 15.03.2011 and thereafter, take action by removing the encroachment, recovering the rent payable to the temple properties and initiating proceedings against the encroachers, after following due process of law. Such an exercise shall be completed within a period of eight weeks from the date of receipt of a copy of this order.

4.Accordingly, this writ petition stands disposed of. No costs.

(R.M.D.,J.) (M.S.Q.,J.)
20.01.2023

ay/nsd

Index:Yes / No
Speaking Order / Non-speaking Order
Neutral Citation: Yes / No



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**R.MAHADEVAN,J.
and
MOHAMMED SHAFFIQ,J.**

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