



WEB COPY



W.P.No.8944 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.03.2023

CORAM

THE HONOURABLE MR. JUSTICE RMT.TEEKAA RAMAN

W.P.Nos.8944 & 8953 of 2023

W.P.No.8944 of 2023

C.Selva Ragul

S/o.S.Celladurai

No.1/63, Main Road

Valaiyamdevi Keelpathi & Post

Bhuvangiri Taluk

Cuddalore District 608 704

... Petitioner

Vs.

1.The Commissioner

Hindu Religious & Charitable Endowments Department

Nungambakkam High Road

Chennai 600 034.

2.The Joint Commissioner

Hindu Religious & Charitable Endowments Department

Villupuram

Now at No.8, Riverside Street

Pudupalayam

Cuddalore 607 001.

3.The Fit Person

Hindu Religious & Charitable Endowments Department

Arulmighu Vedanarayana Perumal Thirukoil

Having office at

Sri Bhavaraga Swamy Temple

Srimushnam 608 703.

... Respondents



W.P.No.8944 of 2023

WEB COPY

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus directing the Respondents to appoint the Petitioner as one of the Permanent Trustee in Vedhanarayana Temple, Valayamadevi, Cuddalore District by considering the application submitted by the Petitioner dated 18.01.2023.

W.P.No.8953 of 2023

T.Vedavalli

W/o.Thiruvengadachariyar

No.1/42B, Sannathi Street

Valaiyamdevi & Post

Bhuvangiri Taluk

Cuddalore District 608 704

... Petitioner

Vs.

1.The Commissioner

Hindu Religious & Charitable Endowments Department

Nungambakkam High Road

Chennai 600 034.

2.The Joint Commissioner

Hindu Religious & Charitable Endowments Department

Villupuram

Now at No.8, Riverside Street

Pudupalayam

Cuddalore 607 001.

3.The Fit Person/Inspector

Hindu Religious & Charitable Endowments Department

Arulmighu Vedanarayana Perumal Thirukoil

Having office at



W.P.No.8944 of 2023

Sri Bhuvaraga Swamy Temple
Srimushnam 608 703.

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus directing the Respondents to appoint the Petitioner as one of the Trustee in Vedhanarayana Temple, Valayamadevi, Cuddalore District by considering the application submitted by the Petitioner dated 18.01.2023.

For Petitioner : Mr.V.Sivalingam

For Respondents : Mr.K.Karthikeyan
Government Advocate

COMMON ORDER

W.P.No.8944 of 2023 has been filed seeking direction to the Respondents to appoint the Petitioner as one of the Permanent Trustee in Vedhanarayana Temple, Valayamadevi, Cuddalore District by considering the application submitted by the Petitioner dated 18.01.2023.

2.W.P.No.8953 of 2023 has been filed seeking direction to the Respondents to appoint the Petitioner as one of the Trustee in Vedhanarayana Temple, Valayamadevi, Cuddalore District by considering the application



W.P.No.8944 of 2023

submitted by the Petitioner dated 18.01.2023.

WEB COPY

3.Mr.K.Karthikeyan, learned Government Advocate, takes notice on behalf of the Respondents. By consent of both the parties, the matters are taken up for final disposal.

4.Heard the learned counsel for the Petitioner and the learned Government Advocate.

5.The Petitioners claim their right on the ground that the temple was administered by the Hereditary Trustee and it is also their case that the second Respondent passed an order of removing one M.Muthukumaran from the office of Hereditary Trustee on 22.01.2019 and fit person was appointed. As against the same, the said M.Muthukumaran has filed Writ Petition in W.P.No.5328 of 2019, later the same was withdrawn.

6.Learned Government Advocate produced the proceedings of the Joint Commissioner/2nd Respondent in செ.மு.ந.க.எண்|.1055/2022/அ4 dated



W.P.No.8944 of 2023

13.12.2022, whereby M.Muthukumaran was appointed as Hereditary Trustee

and he has also assumed charges.

7.When that being the case, the representation of the Petitioners are without any *locus standi*. Since it is always open to the Petitioners to challenge the said order of the 2nd Respondent in appointing M.Muthukumaran as Hereditary Trustee, under the Act, these Writ Petitions are devoid of merits and is liable to be dismissed. The Petitioners, if they are so be advised, can take appropriate proceedings against the appointment of said person as Hereditary Trustee in the manner known to law.

8.In fine, these Writ Petitions are dismissed. No costs.

23.03.2023

Index : Yes/No
Neutral citation : Yes/No
Speaking Order/Non-Speaking Order

sai



WEB COPY



W.P.No.8944 of 2023

RMT.TEEKAA RAMAN.J,

sai

To

1.The Commissioner
Hindu Religious & Charitable Endowments Department
Nungambakkam High Road
Chennai 600 034.

2.The Joint Commissioner
Hindu Religious & Charitable Endowments Department
Villupuram
Now at No.8, Riverside Street
Pudupalayam
Cuddalore 607 001.

W.P.Nos.8944 & 8953 of 2023

Dated: 23.03.2023