



WEB COPY



W.P.No.13534 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.06.2023

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE
AND
THE HON'BLE MR.JUSTICE P.D.AUDIKESSAVU

W.P.No.13534 of 2023

N.Shanmugam
S/o.Nagamuthu
President, Arulmigu Sri Subramaniya Swamy
Thirukovil Kainkary Sabha
3/141, Middle Street, Akkaraipettai
Nagapattinam - 611 106.

.. Petitioner

Vs

- 1 The Commissioner
Hindu Religious and Charitable Endowments Department
119, Uthamar Gandhi Road
Thousand Lights West, Nungambakkam
Chennai - 600 034.
- 2 The Joint Commissioner
HR & CE Joint Commissioner Office
ASN Colony, Melakottaivasal
Nagapattinam - 611 001.
- 3 The Assistant Commissioner
Hindu Religious and Charitable Endowments Department
Tambarakolam Road
Nagapattinam - 611 001.



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4 The District Collector
Nagapattinam District
Collectorate, Velippalayam
Annai Nagar
Nagapattinam - 611 001.

5 The Director of Municipal Administration
Commissionerate of Municipal Administration
No.78, Urban Administrative Building
Santhome High Road
Chennai - 600 028.

6 The Commissioner
Nagapattinam Municipality
Nagapattinam - 611 001.

7 Lalitha Ramamurthy

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus to direct the fourth respondent to issue necessary direction to the sixth respondent to demolish the three-storied building with Lalithambika Thirumana Mandapam which was constructed, without proper approval in the place allotted to parking area of temple chariot belonging to Arulmigu Navaneethakrishna Samy Temple, restore the place and hand over the same to the temple authorities.

For the Petitioner : Mr.M.K.Subramanian

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for respondents 4 and 5



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: Mr.N.R.R.Arun Natarajan
Special Government Pleader
for respondents 1 to 3

ORDER

(Order of the court was made by the Hon'ble Chief Justice)

We have heard learned counsel for the petitioner. The grievance of the petitioner is that construction has been carried out by the seventh respondent in the land belonging to the temple.

2. Mr.N.R.R.Arun Natarajan, learned Special Government Pleader appearing on behalf of respondents 1 to 3, on instructions, makes a statement that action has already been initiated under Section 78 of the Tamil Nadu Hindu Religious and Charitable Endowments Act, 1959 and the said proceedings may be concluded soon.

3. In view of the statement made by learned Special Government Pleader appearing on behalf of respondents 1 to 3 that action has already been initiated, no further orders are necessary.



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The writ petition is disposed of accordingly. There will be no order as to costs. Consequently, W.M.P.No.15207 of 2023 is closed.

(S.V.G., CJ.) (P.D.A., J.)
01.06.2023

Index : Yes/No
Neutral Citation : Yes/No
sasi



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THE HON'BLE CHIEF JUSTICE
AND
P.D.AUDIKESAVALU,J.

(sasi)

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