



WEB COPY



W.A.No. 15812 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.05.2023

CORAM

THE HON'BLE MR.JUSTICE C.V.KARTHIKEYAN

W.P.No15812 of 2023

And

W.M.P.No. 15258 of 2023

Cosmopolitan Club
Rep. by its Secretary
Mr.Balakrishnan
S/o. Kandasamy
Government Hospital Road Nagapattinam
Nagapattinam District.

... Petitioner

..Vs..

1. The Commissioner
Hindu Religious and Charitable Endowments
Chennai.
2. The Joint Commissioner
O/o. Joint Commissioner
Hindu Religious and Charitable Endowments
Neela South Street, Nagapattinam Town,
Nagapattinam District.
3. The Assistant Commissioner
O/o. Assistant Commissioner,
Hindu Religious and Charitable Endowments
Sadaiyappar Nagapattinam Town, Nagapattinam District.



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4. The Executive Officer
Arulmigu Kayarohanaswamy Udanurai
Neelayathatchiammal Temple,
Nagapattinam.

... Respondents

PRAYER: Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Certiorari to call for the records of order of eviction vide No.Na.Ka.No. 990/2023/E1/dated 10.05.2023 passed by the third respondent and quash the same.

For Petitioner : Mr. P.Muthamizhselvakumar

For RR 1 to 3 : Mr. A.R.Arun Natarajan
Special Government Pleader
HR & CE

ORDER

It is stated by the learned Special Government Pleader that the possession has been taken and therefore the relief sought for in the present Writ Petition has become infructuous.

2. Let affidavit be filed affirming this particular fact. It is also the claim of the respondents that a sum of Rs.87,07,386/- is due and payable by the petitioner herein.



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3. The petitioner always have the right to proceed in accordance with law, questioning any order passed.

4. A contention is raised by the learned counsel for the petitioner that a sum of Rs.30 lakhs has been paid .

5. If an affidavit is filed as directed, Registry may place the same in the case bundle.

6. Nothing further survives for adjudication in the Writ Petition. Accordingly, this Writ Petition stands dismissed as infructuous. Consequently, the Writ Miscellaneous Petition is closed. No costs.

18.05.2023

vsg
Index: Yes/No
Internet: Yes/No
Speaking / Non Speaking Order



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C.V.KARTHIKEYAN, J.,

vsg

To

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