



WP No.31102 of 2019

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15.12.2023

CORAM

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

WP No.31102 of 2019

Ranganathan

.. Petitioner

-VS-

1. The Commissioner,
Hindu Religious and Charitable
Endowments Department,
Chennai 600 034.
2. The Assistant Commissioner,
Hindu Religious and Charitable
Endowment Department,
Thiruvannamalai District.
3. The Executive Officer,
Arulmighu Saneeswara Bagawan
Thirukoil & Arulighu Renugambal
Amman Thirukoil, Polur Taluk,
Tiruvannamalai District.

4. G.Rajalakshmi

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the respondents 1 to 3 to complete the construction of Pragara Mandapam in Arulmighu Saneeswara Bagavan Thirukoil, Errikuppam Village, Polur Taluk,

Page 1 of 4



WP No.31102 of 2019

Thiruvannamalai District, in furtherance of work order/Tender dated 29.10.2018 bearing proceedings Che.Mu.Ka.No.57278/2014 of the 1st respondent.

For the Petitioner : Mr.A.Prabhakaran
For the Respondents : Mr.C.Jayaprakash
Govt. Advocate for RR 1 to 3
: No appearance for r-4

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ORDER

(Made by the Hon'ble Chief Justice)

We have heard Mr.A.Prabhakaran, learned counsel for the petitioner and Mr.C.Jayaprakash, learned Government Advocate for respondent Nos.1 to 3.

2. Direction is sought to complete the construction of Pragara Mandapam in Arulmighu Saneeswara Bagavan Thirukoil, Errikuppam Village, Polur Taluk, Tiruvannamalai District.

3. The learned Government Advocate appearing for respondent No.1 submits that in fact the work was commenced and 70% of the



WP No.31102 of 2019

work was completed. However, a suit was filed by one Thirumangaialwar bearing O.S.No.197 of 2016 before the Sub Court Arni and injunction was granted by the Court against the respondents herein from constructing further. The said suit is now re-numbered as O.S.No.301 of 2022 and is now pending before the Sub Court, Polur. The next date of hearing is kept on 21.12.2023. The injunction order is still in force. The respondents are contesting the said suit.

4. As the order of injunction is in force, the direction as sought for by the petitioner cannot be granted. After the disposal of the suit, the parties may take further steps in tune with the judgment in the civil suit.

The writ petition is, accordingly, disposed of. There will be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

15.12.2023

Index : Yes/No
Neutral Citation : Yes/No

sra



WP No.31102 of 2019

THE HON'BLE CHIEF JUSTICE
AND
D.BHARATHA CHAKRAVARTHY, J.

(sra)

To

1. The Commissioner,
Hindu Religious and Charitable
Endowments Department,
Chennai 600 034.
2. The Assistant Commissioner,
Hindu Religious and Charitable
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WP No.31102 of 2019

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