



WEB COPY



W.P. No. 31599 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.11.2023

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

**W.P. No. 31599 of 2023
and
W.M.P. No. 31228 of 2023**

P.Subramaniyan

... Petitioner

-VS-

1. The State of Tamil Nadu,
Rep. by its Secretary,
Tourism, Culture and Religious Endowments Department,
Fort St. George,
Chennai – 600 009.
2. The Commissioner,
Hindu Religious & Charitable Endowments Board,
Office of the Hindu Religious & Charitable Endowments Board,
Nungambakkam,
Chennai – 600 034.
3. The Joint Commissioner,
Hindu Religious & Charitable Endowments Board,
Erode Region, Erode,
Erode District.
4. The Assistant Commissioner,
Hindu Religious & Charitable Endowments Board,
Namakkal,
Namakkal District.
5. The Thakkar-cum-Executive Officer,
Arulmighu Athanur Amman Thirukoil,
Athanur, Rasipuram Taluk,
Namakkal District – 636 301.

...



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Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Mandamus, directing the Respondent authorities to dispose of the Petitioner's representation dated 13.10.2022 in the light of the order passed by this Court in W.P. No. 1123 of 2022 dated 27.01.2022 within at time to be stipulated by this Court.

For Petitioner : Mr. A.Rajakumar

For Respondents : Mr. C.Jayaprakash,
Government Advocate

ORDER

Heard Mr. A.Rajakumar, Learned Counsel for the Petitioner and Mr. C.Jayaprakash, Learned Government Advocate, who takes notice for the Respondents, and perused the materials placed on record, apart from the pleadings of the parties.

2. The Writ Petition has been filed for directing the Respondents to consider the representation dated 13.10.2022 made by the Petitioner to the Second, Fourth and Fifth Respondents in the light of the order dated 27.01.2022 in W.P. No. 1123 of 2022 passed by the Court, within at time limit that may be fixed by the Court.



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3. When it was pointed out that the Petitioner had not made any representation to the jurisdictional Revenue Division Officer under the provisions of the Code of Criminal Procedure, 1973, to decide the dispute between the rival groups in terms of the aforesaid order passed by the Court, Learned Counsel for the Petitioner seeks permission of the Court to withdraw the Writ Petition with liberty to the Petitioner to resort to the aforesaid procedure and if he is still aggrieved, to work out his remedies before the proper forum in the manner recognized by law. He has also made an endorsement to that effect in the court record.

In view of the same, the Writ Petition is dismissed as withdrawn granting such liberty. Consequently, the connected Miscellaneous Petition is closed. No costs.

06.11.2023

Index: Yes/No

NCC: Yes/No

Note: Issue order copy by 31.01.2024.

vjt



W.P. No. 31599 of 2023

To

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Chennai – 600 009.
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Office of the Hindu Religious & Charitable Endowments Board,
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P.D. AUDIKESAVALU, J.

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