



W.P.(MD).Nos.15363 of 2014 and 11369 of 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 29.08.2023

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THE HONOURABLE MRS.JUSTICE S.SRIMATHY

W.P.(MD).Nos.15363 of 2014 and 11369 of 2015

and

M.P.(MD).Nos.1 and 2 of 2014

and

M.P.(MD).Nos.1, 2 and 3 of 2015

W.P.(MD).No.15363 of 2014:

K.Arumugam Asari

... Petitioner

Vs.

1.The Commissioner,
Hindu Religious and Charitable Endowment Board,
119, Uthamar Gandhi Salai,
Nungambakkam,
Chennai – 34.

2.The Joint Commissioner,
Hindu Religious and Charitable Endowment Board,
Tirunelveli and District.

3.The Assistant Commissioner,
Hindu Religious and Charitable Endowment Board,
Tuticorin and District.

4.The Executive Officer/Fit Person,
Arulmigu Swamy Chidambareswarar Thirukovil,
Chettiyapathu,
Thiruchendur Taluk,



W.P.(MD).Nos.15363 of 2014 and 11369 of 2015

Tuticorin and District.

... Respondents

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Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, to call for the records relating to the order in Che.Mu.Na.Ka.No.243/2014/A2 dated 01.09.2014 passed by the third respondent and quash the same.

For Petitioner : Mr.B.Rajesh Saravanan

For R-1 to R-3 : Mr.S.P.Maharajan,
Special Government Pleader.

For R-4 : Mr.M.MuthuGeethayan

W.P.(MD).No.11369 of 2015:

K.Arumugam Asari

... Petitioner

Vs.

1.The Commissioner,
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2.The Joint Commissioner,
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3.The Assistant Commissioner,
Hindu Religious and Charitable Endowment Board,
Tuticorin and District.

4.The Executive Officer/Fit Person,
Arulmigu Swamy Chidambareswarar Thirukovil,
Chettiyapathu,
Thiruchendur Taluk,
Tuticorin and District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the records relating to the order in Na.Ka.No.243/2014/A2 dated 15.04.2015 passed by the third respondent and quash the same and in consequence of the same direct the respondents to handover the possession and management of Arulmigu Mariyamman Thirukovil, Thaddarmadam, Tuticorin District to the petitioner.

For Petitioner : Mr.B.Rajesh Saravanan

For R-1 to R-3 : Mr.S.P.Maharajan,
Special Government Pleader.

For R-4 : Mr.M.MuthuGeethayan



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COMMON ORDER

When the matter is taken up for hearing, the learned counsel appearing for the petitioner submitted that he has handed over the bundle. However, the learned counsel appearing for the fourth respondent submitted that the writ petitioner had already filed another Writ Petition in W.P.(MD).No.4180 of 2015 and this Court vide order dated 02.12.2021 has recorded that the petitioner died and his demise was about 7 months ago. Therefore, nothing survives for adjudication. However, the issue raised in this Writ Petition is left open. The Temple is at liberty to challenge the issue raised before this Court.

2. Hence, the Writ Petitions are closed. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

29.08.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No

Nsr



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To

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S.SRIMATHY, J.

Nsr

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