



W.P. (MD) No. 20973 of 2014

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.02.2023

C O R A M

THE HONOURABLE MR.JUSTICE P.D.AUDIKESAVALU

W.P. (MD) No. 20973 of 2014

and

M.P. (MD) No. 1 of 2014

Nethaji Theru Makkal Nalvalvu Sangam,
Reg.No.88/2000, Nethaji Street,
Perumalpuram Post, Tirunelveli-7,
Through its Secretary,
M.Alagumuthu,
S/o.Madasamy Mudaliar,
No.11, Nethaji Street,
Perumalpuram Post,
Tirunelveli-7.

... Petitioner

Vs.

1.The Commissioner,
Hindu Religious and Charitable
Endowments Department,
Nungambakkam, Chennai-34.

2.The Assistant Commissioner,
Hindu Religious and Charitable
Endowments Department,
Behind St.Xavier's College,
Palayamkottai, Tirunelveli.



W.P. (MD) No. 20973 of 2014

3. The Executive Officer,
A.m.Perathuselvi Amman Temple,
Vannarpettai, Tirunelveli /Fit Person,
A/m.Vetrivinayagar Thirukovil,
Nethaji Street, Perumalpuram Post,
Tirunelveli-7.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the constitution of India, to issue a Writ of Declaration, declaring that the taking over of the temple by name Vetri Vinayagar Temple situated in the Nethaji Street, Perumalpuram Post, Tirunelveli to the Department of Hindu Religious and Charitable Endowment, as in Serial No.7 at page 387 in Small Temple Register maintained by the first respondent and the appointment of the third respondent as fit person to the said temple by the second respondent in his proceedings Cee.Mu.Na.Ka.No.1900/2014/E1, dated 09.07.2014 is bade illegal and void.

For Petitioner	: No Appearance
For R1 & R2	: Mr. P.Subbaraj Special Government Pleader
For R3	: Mr.S.Chellapandian

ORDER

Though the matter has been posted under the caption 'for dismissal', there was no representation for the Petitioner when the matter was called at 11.10 a.m, today, apart from the earlier hearing on 08.02.2023. There does not appear to be any useful purpose being served in keeping the Writ Petition



W.P. (MD) No. 20973 of 2014

pending indefinitely when the Petitioner is not interested in prosecuting the same.

In such circumstances, the Writ Petition is dismissed for non-prosecution. It is made clear that the Petitioner is not precluded from applying for revival of the Writ Petition, if necessary, in accordance with law. No costs. Consequently, connected Miscellaneous Petition is closed.

10.02.2023

Index : Yes/No

Internet : Yes/No

ta

To

1.The Commissioner,
Hindu Religious and Charitable
Endowments Department,
Nungambakkam, Chennai-34.

2.The Assistant Commissioner,
Hindu Religious and Charitable
Endowments Department,
Behind St.Xavier's College,
Palayamkottai, Tirunelveli.



W.P. (MD) No. 20973 of 2014

WEB COPY

3. The Executive Officer,
A.m.Perathuselvi Amman Temple,
Vannarpettai, Tirunelveli /Fit Person,
A/m.Vetrivinayagar Thirukovil,
Nethaji Street, Perumalpuram Post,
Tirunelveli-7.

Copy to
Nethaji Theru Makkal Nalvalvu Sangam,
Reg.No.88/2000, Nethaji Street,
Perumalpuram Post, Tirunelveli-7,
Through its Secretary,
M.Alagumuthu,
S/o.Madasamy Mudaliar,
No.11, Nethaji Street,
Perumalpuram Post,
Tirunelveli-7.



WEB COPY



W.P. (MD) No. 20973 of 2014

P.D.AUDIKESAVALU,J.

ta

W.P. (MD) No. 20973 of 2014

10.02.2023