



W.P.No.3839 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.02.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.3839 of 2024

T.Maheshwaran

.. Petitioner

Vs.

1. The District Collector
O/o. The District Collector
Mayiladuthurai District.
2. The District Revenue Officer
District Level Review Committee under G.O.540
Mayiladuthurai District.
3. The Revenue Divisional Officer
Divisional Level Appellate Committee under G.O.540
Mayiladuthurai District.
4. The Tahsildar
Kuthalam Taluk, Mayiladuthurai District.
5. The Commissioner
Hindu Religious and Charitable Endowments
119, Uthamar Gandhi Road, Nungambakkam
Chennai – 600 034.



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6. The Assistant Commissioner
Hindu Religious and Charitable Endowments
Kumbakonam.
7. The Joint Commissioner
Hindu Religious and Charitable Endowments
Mayiladuthurai District.
8. The Director
O/o. the Directorate of Vigilance and Anti-Corruption
No.293, MKN Salai, Alandur
Chennai – 600 016.
9. The Superintendent of Police
O/o. District Police Head Quarters
Mayiladuthurai District.
10. The Deputy Superintendent of Police
O/o. The DSP Office, Mayiladuthurai District.
11. The Inspector of Police
Kuthalam Police Station
Mayildauthurai District.
12. The Executive Officer
Arulmigu Adhi Keshava Perumal Thirukovil
Kuthalam, Mayiladuthurai District.
13. The District Registrar
Department of Registration
Mayiladuthurai District.
14. The Special Tahsildar (Temple Land)
MR & CE, Mayiladuthurai.
15. P.Kalyanam
16. P.Govindharaj .. Respondents



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Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the District Registrar/13 the Respondent to cancel the illegally, Registered sale deed by the 15th and 16th respondents as Document Numbers 78 and 79 of 1996 dated 05.02.1996, The Sub-Registrar, Kuthalam in Survey No. 282/5 vide patta No. 5 as per the Proceedings of the 1th Respondent dated on 25.11.2022 and consequently to take criminal/necessary action for forging a document of the Arulmigu Adhi Kesava Perumal Temple Land, Thiruvelvikudi Village, Kadalangudi Panchayat, Kuthalam Taluk, Mayiladuthurai District.

For the Petitioner : Mr.U.Kathiravan

For the Respondents : Mr.A.Edwin Prabakar
State Government Pleader
for R1 to R4

Mr.NRR.Arun Natarajan
Special Government Pleader (HR & CE)
for R5 to R7

Mr.A.Gokulakrishnan
Additional Public Prosecutor
for R8 to R11



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ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.U.Kathiravan, learned counsel for the petitioner, Mr.A.Edwin Prabakar, learned State Government Pleader for respondents 1 to 4, Mr.NRR.Arun Natarajan, learned Special Government Pleader (HR & CE) for respondents 5 to 7 and Mr.A.Gokulakrishnan, learned Additional Public Prosecutor for respondents 8 to 11.

2. Learned counsel for the petitioner submits that the temple land has been illegally and unauthorizedly transferred. The Sub Registrar is also not taking any steps, though the Hindu Religious and Charitable Endowments [for brevity, "HR & CE"] Department has informed the Sub Registrar.

3. Learned Special Government Pleader appearing for the HR & CE Department submits that the Executive Officer is taking steps to remove the encroachment under Section 78 of the Tamil Nadu Hindu Religious and Charitable Endowments Act, 1959. The temple



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administration is expected to expedite the process. Even request is made to the Sub Registrar to cancel the said instrument and the District Registrar has sent a show cause notice to the persons concerned on 15.12.2022.

4. As the HR & CE Department is prosecuting the said matter, no further orders are necessary in the present writ petition. The writ petition, accordingly, stands disposed of. There shall be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

19.02.2024

Index : Yes/No
Neutral Citation : Yes/No

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