



W.A.No.665 of 2024

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.03.2024

CORAM

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE
AND
THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.A.No.665 of 2024

D.Padmavathi

.. Appellant

Vs.

1. Suresh Kumar
2. The Commissioner
Hindu Religious and Charitable Endowments
No.119, Uthamar Gandhi Salai
Nungambakkam, Chennai 600 034.
3. The Joint Commissioner
Hindu Religious and Charitable Endowments
No.119, Uthamar Gandhi Salai
Nungambakkam, Chennai 600 034.
4. The Assistant Commissioner
Hindu Religious and Charitable Endowments
Padi, Chennai 600 050.
5. The Executive Officer
Thiru Karneeswarar Koil



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Chennai 600 015.

.. Respondents

Prayer: Appeal filed under Clause 15 of the Letters Patent against the order dated 01.09.2022 made in W.P.No.22863 of 2022.

For the Appellant : Mr.L.Dhamodharan

For the Respondents : Mr.K.Karthikeyan
Government Advocate
(HR & CE)
for Respondents 2 to 5

JUDGMENT

(Delivered by the Hon'ble Chief Justice)

We have heard Mr.L.Dhamodharan, learned counsel for the appellant and Mr.K.Karthikeyan, learned Government Advocate (HR & CE) for respondents 2 to 5.

2. The appellant is the fifth respondent in the writ petition.

3. Amongst other submissions, one of the submissions made by learned counsel for the appellant is that the impugned order has been



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passed by the learned Single Judge without notice to the appellant though he was arrayed as the fifth respondent in the writ petition.

4. According to learned counsel for the original writ petitioner, the learned Single Judge has not passed order adverse to the present appellant. As such, notice is not required to be issued to the appellant.

5. As it is not disputed that before passing the impugned order the learned Single Judge has not issued notice to the appellant and that certain directions were issued in the impugned order, we set aside the order passed by the learned Single Judge and the parties are relegated before the learned Single Judge.

6. The parties shall appear before the learned Single Judge on 18.03.2024. The learned Single Judge may thereafter, as per his convenience, take up the matter. In view of the present order, it will not be necessary to issue separate notice to the parties.



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7. With these observations, the writ appeal stand disposed of.

There will be no order as to costs. Consequently, C.M.P.No.4603 of 4611 of 2024 is closed.

(S.V.G., C.J.)

(D.B.C., J.)

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Index : Yes/No

Neutral Citation : Yes/No

kpl

To

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

(kpl)

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