



WEB COPY



W.P.No.17573 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.07.2024

CORAM :

THE HON'BLE MR.R.MAHADEVAN, ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE MOHAMMED SHAFFIQ

W.P.No.17573 of 2024

V.BALAMOURGANE

.. Petitioner

Vs

1. THE UNION OF INDIA

REP BY CHIEF SECRETARY TO GOVERNMENT,
UNION TERRITORY OF PUDUCHERRY,
CHIEF SECRETARIAT, PUDUCHERRY-605 001.

2. THE COMMISSIONER CUM UNDER SECRETARY (TEMPLES)

GOVERNMENT OF UT OF PUDUCHERRY,
HINDU RELIGIOUS INSTITUTIONS DEPARTMENT,
PUDUCHERRY – 605 009.

3. THE SPECIAL OFFICER

ARULMIGU SRI ENJOLAI VAZHI MARIAMMAN KOIL,
MANGALAM, VILLIYANUR COMMUNE,
PUDUCHERRY – 605 110.

4. K.JANARATHANAN

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying for a writ of mandamus directing Respondents 1 to 3 to consider and pass orders on the petitioner's representation dated 06.05.2024 for initiating action against the 4th respondent herein in accordance with law within a stipulated time and to evict him from the temple land to an extent of 2 kuli comprised in Re.Survey No.95/3 at Mangalam Village, Villiyanur Commune, Puducherry,



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expeditiously in accordance with law.

For the Petitioner : Mr.K.Balaji

For the Respondents : Mr.Ramaswamy Meyappan
Government Advocate
(Pondicherry)
for respondents 1 and 2

ORDER

(Order of the Court was made by
the Hon'ble Acting Chief Justice)

The petitioner has filed this writ petition seeking issuance of a writ of mandamus directing respondents 1 to 3 to consider and pass orders on the petitioner's representation dated 6.5.2024 for initiating action against the fourth respondent and to evict him from the temple land to an extent of 2 kuli comprised in Re.Survey No.95/3 at Mangalam Village, Villiyanur Commune, Puducherry.

2. Mr.Ramaswamy Meyappan, learned Government Advocate (Puducherry), who accepts notice on behalf of respondents 1 and 2, on instructions, submitted that respondents 1 and 2 shall pass orders on the representation of the petitioner dated 6.5.2024 on merits and



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in accordance with law, after affording opportunity to all concerned.

3. Recording the submission made by learned Government Advocate (Puducherry) for respondents 1 and 2 and without expressing any opinion on the merits of the matter, the writ petition is disposed of by directing respondents 1 and 2 to consider the representation of the petitioner dated 6.5.2024 and pass orders on merits and in accordance with law, of course after affording reasonable opportunity to all the interested parties, within a period of eight weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

(R.M.D., ACJ.) (M.S.Q., J.)
03.07.2024

Index : Yes/No
NC : Yes/No
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To:

1. THE CHIEF SECRETARY TO GOVERNMENT,
UNION TERRITORY OF PUDUCHERRY,
CHIEF SECRETARIAT, PUDUCHERRY-605 001.
2. THE COMMISSIONER CUM UNDER SECRETARY (TEMPLES)
GOVERNMENT OF UT OF PUDUCHERRY,
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PUDUCHERRY – 605 009.



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THE HON'BLE ACTING CHIEF JUSTICE
AND
MOHAMMED SHAFFIQ,J.

bbr

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