



W.P.No.23448 of 2024 etc.,

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.08.2024

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

**W.P.Nos.23448, 23452, 23453, 23455 to 23457 of 2024
and
W.M.P.Nos.25617, 25622, 25623, 25625, 25627 and
25628 of 2024**

Prayer in W.P.No.23448 of 2024

- 1.M.Padmavathi
- 2.Yasudha
- 3.Sasipriya
- 4.Ganeshraam

... Petitioners

Vs.

1. The Commissioner,
Hindu Religious and Charitable Endowments Admin Department,
Uthmar Gandhi Salai,
Nungambakkam,
Chennai-600 034.
- 2.The Joint Commissioner,
HR & CE Department, Tirupur Division,
Room No.12, New Commercial Complex,
Cotton Market Complex,
Palladam Road, Tirupur-641 604.



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3.The Assistant Commissioner,
HR & CE Department, Tirupur Division,
A/M Veeraragava Perumal Kovil Street,
Near Old Bus Stand, Tirupur-641 604.

4.Arulmighu Angalamman Temple,
Represented by its Managing Trustee,
Palladam Nagar,
Tirupur Taluk and District-641 664.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus to forbear the respondents 2 to 4 from taking any coercive action to dispossess the petitioners from the property measuring to an extent of 4410 sq.ft. comprised in S.No.334/II, Palladam Nagar and Taluk, Tirupur District, till the disposal of the revision petition in R.P.No.305 of 2024 pending with the first respondent filed against the order dated 26.12.2023 of the second respondent made in M.P.No.107 of 2022.

For Petitioner : Mr.V.Srikanth

For Respondents : Mr.NRR.Arun Natarajan
Special Government Pleader
(HR & CE)



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COMMON ORDER

Since the issues raised in these writ petitions are one and the same, this Court is inclined to dispose of these Writ Petitions by way of a common order.

2. These Writ Petitions have been filed to forbear the respondents 2 to 4 from taking any coercive action to dispossess the petitioners from the properties comprised in S.Nos.334/1I, 334/1A26, 334/1A28, 334/1A29, 334/1C, Palladam Nagar and Taluk, Tirupur District, till the disposal of the revision petitions in R.P.Nos.300 to 305 of 2024 pending with the first respondent filed against the orders dated 26.12.2023 and 14.11.2023 of the second respondent made in M.P.Nos.97, 101, 102, 103, 104 and 107 of 2022.

3. The learned counsel appearing for the petitioners submits that the petitioners are inamdars and is in occupation of the subject lands which



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was disputed by the respondents/Hindu Religious and Charitable Endowments Department, and therefore, the petitioners have filed suits in O.S.Nos.40, 55, 85, 6 and 46 of 2022 before the learned Sub Judge, Palladam and the same are pending for adjudication. In the meanwhile, the second respondent initiated proceedings under Section 78 of the Hindu Religious and Charitable Endowments Act against the petitioners for evicting them. Aggrieved over the same, the petitioners have filed the revision petitions before the first respondent in R.P.Nos.300 to 305 of 2024 and the same are pending. Pending revision petitions, the respondents are trying to take coercive steps to evict the petitioners. However, the learned counsel submits that it would suffice if this Court directs the first respondent to dispose of the revision petitions filed by the petitioners within a reasonable time and till such time, the respondents may be directed not to take coercive action with regard to occupation of the petitioner.

4. The learned counsel appearing for the respondents submits that the revision petitions preferred by the petitioners before the first respondent



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will be disposed of within a period of four months and till such time, the respondents will not take any coercive steps against the petitioners. Unless the petitioners obtain interim order in the suits pending before the trial Court, there is no bar for the respondents to take action against the petitioner.

5. Heard the learned counsel appearing for the petitioner and the learned Special Government Pleader (HR & CE) appearing for the respondents.

6. In view of the submissions made by both sides, the first respondent is directed to dispose of the revision petitions preferred by the petitioners in R.P.Nos.300 to 305 of 2024, within a period of four months from the date of receipt of a copy of this order and till such time, the respondents are directed not to take coercive steps against the writ petitioners.



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7. Accordingly, these Writ Petitions are disposed of. There shall be no order as to costs. Connected miscellaneous petitions are closed.

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NCC: Yes / No
Index : Yes / No
Speaking Order : Yes / No
ssb



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