



WEB COPY



W.P.No.31646 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.03.2025

CORAM

THE HONOURABLE MR.JUSTICE **M.SUNDAR**
and
THE HONOURABLE MRS.JUSTICE **K.GOVINDARAJAN THILAKAVADI**

W.P.No.31646 of 2024
and
W.M.P. No.34405 of 2024 in W.P.No.31646 of 2024

R.Baskaran

... Petitioner

Vs.

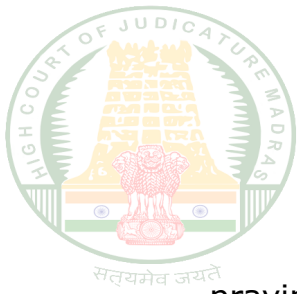
1.The District Collector
Collectorate
Nagapattinam District - 611 001.

2.The Tahsildar
Nagapattinam Taluk
Nagapattinam.

3.The Revenue Inspector
Nagapattinam Taluk
Nagapattinam.

4.The Executive Officer
Arulmigu Kayaroganaswamy
Udanurai Neelayathatchiamman Temple
Nagapattinam.

... Respondents



W.P.No.31646 of 2024

Writ Petition filed under Article 226 of The Constitution of India praying to issue a Writ of Certiorari calling for the records pertaining to the order vide Na.Ka.No.4250/2024/Aa3 dated 14.08.2024 issued by the 2nd respondent and quash the same.

For Petitioner : Ms.G.Deepika
for Mr.S.Giritharan

For Respondents : Mr.T.K.Saravanan
Government Advocate
for R1 to R3
Mr.N.R.R.Arun Natarajan
Special Government Pleader
For R4

ORDER

[Order of the Court was made by **M.SUNDAR, J.,**]

Captioned matter is listed under the cause list caption 'FOR REPORT'.

2. Ms.G.Deepika, learned counsel representing Mr.S.Giritharan, learned counsel on record for writ petitioner, Mr.T.K.Saravanan, learned Additional Government Pleader for R1 to R3 and Mr.N.R.R.Arun Natarajan, learned Special Government Pleader for R4 are before us.

3. Adverting to our order dated 06.11.2024 in the aforementioned main WP, learned Special Government Pleader for R4



W.P.No.31646 of 2024

submits that a status report of R4 dated 11.02.2025 has been filed.

Relevant portion of paragraphs 8 and 9 of the status report read as follows:

'8.....the Assistant Commissioner of HR&CE submitted a report before the Joint Commissioner, HR&CE Nagapattinam against the Writ Petitioner to initiate eviction proceedings under Section 79(A) and 79(B) of the HR&CE Act. The Joint Commissioner HR&CE, Nagapattinam has taken on file in M.P.No.113/2025/C2 and a Show Cause Notice dated 10.02.2025 has been issued to the Writ Petitioner to appear on 13.02.2025 and to show cause why the encroachments made by him of the temple's property in T.S.No.1316, Block No.33, Ward 4 of Nagapattinam Town should not be removed. The Section 78 proceedings initiated as against the Writ Petitioner is pending as No.113/2025/C2 before the Joint Commissioner HR&CE, Nagapattinam and the same will be concluded within 3 months, by affording opportunities of hearing to the Writ Petitioner as per law.

9. I humbly submit that the Temple Authorities and the HR&CE has been taking effective steps to retrieve and safe guard the Temple property in T.S.No.1316 of Nagapattinam Town through legal action. To this effect, I am filing this Status Report.'



W.P.No.31646 of 2024

4. Learned counsel for writ petitioner confirms that the writ petitioner is participating in the proceedings under Section 78 of TNHR & CE Act before the jurisdictional Joint Commissioner. This submission is also recorded.

5. Status report of R4 is taken on record and Registry is directed to not to list this matter any further.

(M.S.,J.) (K.G.T.,J.)
26.03.2025

Index : Yes / No
Neutral Citation : Yes / No
mmi

To

- 1.The District Collector
Collectorate
Nagapattinam District - 611 001.
- 2.The Tahsildar
Nagapattinam Taluk
Nagapattinam.
- 3.The Revenue Inspector
Nagapattinam Taluk
Nagapattinam.
- 4.The Executive Officer
Arulmigu Kayaroganawamy
Udanurai Neelayathatchiamman Temple
Nagapattinam.

Page Nos.4/5



WEB COPY



W.P.No.31646 of 2024

**M.SUNDAR, J.,
and
K.GOVINDARAJAN THILAKAVADI, J.,**

mmi

W.P.No.31646 of 2024

26.03.2025

Page Nos.5/5