



W.P.No.107 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.01.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.107 of 2024

S.Rajiv Gandhi

.. Petitioner

Vs.

1. The Secretary
Government of Tamil Nadu
HR & CE Department
Secretariat, St. George Fort
Chennai – 600 009.
2. The Tahsildar
Tittakudi Taluk
Cuddalore District.
3. The Inspector
Ayyanar Temple
O/o. HR & Ce Department
Tittakudi Taluk, Cuddalore District.
4. The Block Development Officer
(Village Panchayat)
Block Development Office
Nallor Panchayat Union
Cuddalore District.



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5. The Village Administrative Officer
O.Keeranur Village
Pe. Poovanoor Panchayat
Tittakudi Taluk, Cuddalore District.

6. Palanivel
7. Karuppusamy
8. Periyasamy
9. Manjamuthu

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the respondents 2 to 5 to conduct an open public auction to let out the fishing lease hold rights in respect of the Ayyanar Temple Lake in S.No.34/3, to an extent of 1.38.0 hectares (3.40 acre) situated at Pe.Poovanur Village, Nallor Panchayat Union, Tittakudi Taluk, Cuddalore District and to collect the profit within a stipulated period fixed by this Court and to continue the same every year and to safeguard the public profit.

For the Petitioner : Mr.C.Samivel

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for R1, R2, R4 & R5
Mr.NRR.Arun Natarajan
Special Government Pleader (HR & CE)
for R3

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.C.Samivel, learned counsel for the petitioner,
Mr.P.Muthukumar, learned State Government Pleader for respondents
1, 2, 4 and 5 and Mr.NRR.Arun Natarajan, learned Special
Government Pleader (HR & CE) for respondent 3.



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2. Learned counsel for the petitioner submits that respondents 2 to 5 may be directed to conduct an open public auction, to let out the fishing lease hold rights in respect of the Ayyanar Temple Lake situated in S.No.34/3.

3. Learned Special Government Pleader (HR & CE), on the basis of the instructions received from the Fit person/Inspector, submits that the advertisement was published by the Village Administrative Officer to know about the fishing lease for 1433 Fasali. However, the auction was not conducted for the first time on 30.03.2023 due to administrative reasons. He further submits that no fishing right has been given to anyone by the Hindu Religious and Charitable Endowments Department till date. A letter also has been sent to the Cuddalore Assistant Commissioner, requesting to give permission for conducting fishing lease for 1433 Fasali on 22.01.2024 and after getting permission from the Cuddalore Assistant Commissioner, fishing lease will be conducted on 22.01.2024.



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4. In view of the said statement, the grievance of the petitioner stands served. The writ petition, accordingly, stands disposed of. There shall be no order as to costs. Consequently, W.M.P.No.115 of 2024 is closed.

(S.V.G., CJ.)

(D.B.C., J.)

08.01.2024

Index : Yes/No
Neutral Citation : Yes/No

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THE HON'BLE CHIEF JUSTICE
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(drm)

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