



Rev. Appln. No.238 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.03.2024

Coram:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

Rev. Appln. No.238 of 2023

against

W.M.P.No.28420 of 2023

The Executive Officer

Arulmighu Kodhandaramar Swamy Thirukoil

Nandambakkam

HR&CE Department

Chennai - 600 089

... Petitioner

Vs.

1. S.Chitra Srinivasan

2. District Registrar

District Registrar (Administrative) Office

South Chennai

Combined Commercial Tax and Registration

Department Office (Ground Floor)

Nandhanam, Chennai - 600 035

3. Sub-Registrar

Registration Department

Sub Registrar Office, 15/17, Military Quarters

Alandur, Chennai - 600 016

... Respondents



Rev. Appln. No.238 of 2023

Prayer: Review Petition filed under Order 47 Rule 1 of Civil Procedure Code read with Article 226 of the Constitution of India, to review the order made in W.P.No.28420 of 2023 dated 28.11.2023 so far it pertains to the direction to the Central Bureau of Investigation to investigate into the records maintained by the temple.

For Petitioner : Mr.N.R.R.Arun Natarajan
Special Government Pleader (HR & CE)
For Respondents : No Appearance

ORDER

This Review Petition is filed to review the order made in W.P.No.28420 of 2023 dated 28.11.2023 so far it pertains to the direction to the Central Bureau of Investigation to investigate into the records maintained by the temple.

2. The case of the petitioner Temple is that, this Court, while passing the order in W.P.No.28420 of 2023, since the original documents or records were unable to produce by the temple authority concerned, this Court passed by order dated 28.11.2023, gave a direction to the Central Bureau of Investigation, Chennai, to register a case and to conduct an enquiry



Rev. Appln. No.238 of 2023

WEB COPY

about the properties that belong to the Temple and also erring officials with regard to the maintenance of the Temple properties as follows;

9. Before parting with this case, it is to be noted that since the respondents have not properly respondend to this Court and they are not even able to produce the original documents or records, this Court is of the view that the Temple Authority concerned had not followed the provisions of the Tamil Nadu Hindu Religious and Charitable Endowments Act, for maintaining the register of the Temple property and for safeguarding the property of the Temple. Therefore, it is appropriate now to give direction to the Director of Central Bureau of Investigation, Chennai to register a case and conduct an enquiry about the properties that belong to the Temple and also who are all the erring officials with regard to the maintenance of the Temple properties, and if there is any alienation by the Trustees or Officials with regard to the Temple property, and if anybody was allowed by any Officials or Trustees in their knowledge, or the Temple authorities allowed any third parties encroached the property or not, they prevented anybody for not taking any action to remove the encroachments, and for not conducting the enquiry and to file a report. All these things shall be investigated and a report be filed by the Central Bureau of Investigation, within a period of six



months from the date of receipt of a copy of this order.

Against the said direction, the Temple has filed the present review application.

3. The Special Government Pleader (HR & CE) appearing for the review petitioner, stated that the review petitioner has filed a memo dated 25.03.2024 stating that against the erred officials, action has been taken and they also undertook that they will take care of the temple properties vigilantly.

4. Though the respondents were served and their names are printed in the cause list, non appeared on behalf of the respondents.

5. In view of the action taken against the erring officials and also the undertaking given by the review petitioner that they will take care of the temple properties vigilantly, the observations made and directions given by this Court in paragraph No.9 in W.P.No.28420 of 2023 dated 28.11.2023, is hereby struk of.



Rev. Appln. No.238 of 2023

WEB COPY

6. Accordingly, the Review application is disposed of. No costs.

25.03.2024

Index : Yes / No

Speaking Order : Yes / No

Neutral Case Citation : Yes/No

Ksa-2



Rev. Appln. No.238 of 2023

WEB COPY

To

1. District Registrar

District Registrar (Administrative) Office
South Chennai
Combined Commercial Tax and Registration
Department Office (Ground Floor)
Nandhanam, Chennai - 600 035

2. Sub-Registrar

Registration Department
Sub Registrar Office
15/17, Military Quarters
Alandur, Chennai - 600 016

Copy to:

The Central Bureau of Investigation
Economic Offences Wing
Rajaji Bhavan Complex
Tiruvalluvar Nagar, Besant Nagar
Chennai - 600 090



WEB COPY



Rev. Appln. No.238 of 2023

P.VELMURUGAN. J.

Ksa-2

Rev. Appln. No.238 of 2023

25.03.2024