



W.P(MD)No.7039 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.03.2024

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P(MD)No.7039 of 2024 and
WMP(MD) No.6523 of 2024

Chandrasekara Pandian V

... Petitioner

Vs

- 1.The Secretary to Government,
Hindu Religious and Charitable Endowments Department,
Government of Tamil Nadu,
Fort St. George,
Chennai.
- 2.The Commissioner,
Hindu Religious and Charitable Endowments Department,
Chennai 600 034.
- 3.The Joint Commissioner,
Hindu Religious and Charitable Endowments Department,
Dindigul Zone,
Dindigul.
- 4.The Assistant Commissioner,
Hindu Religious and Charitable Endowments Department,
Theni.



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5.The Inspector,
Hindu Religious and Charitable Endowments Department,
Usilampatti,
Madurai District.

6.The Executive Officer,
Arulmigu Dharmasastha Thirukovil,
Thimmarasanaickanur,
Andipatti Taluk,
Theni District.

Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, calling for the records to the Impugned order passed by the 3rd respondent made in Se.Mu.Na.Ka.No. 5046/2023-1/A4 dated 13.02.2024 and to quash the same.

For Petitioner :Mr.M.Chokkusamy Balasubramaniam
For Respondents :Mr.P.Subba Raj
Special Government Pleader

ORDER

As against the order passed by the Joint Commissioner, under Section 53(2) of the HR & CE Act, 1959, on the charges made as against this petitioner, this writ petition is filed.



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2.Today(21.03.2024), when this writ petition is taken up for admission, the learned Special Government Pleader appearing for the respondents submits that the petitioner is having a right of statutory appeal before the Commissioner under Section 53(5) (ii) of the HR & CE Act, 1959.

3.Since the petitioner is having an appeal remedy before the Commissioner and without invoking the same, the petitioner has filed this writ petitioner, this writ petition is disposed of with a liberty to the petitioner to file an appeal within a period of two weeks from the date of receipt of a copy of this order. On such filing of appeal, the Appellate Authority shall take into file and dispose of the same as expeditiously as possible. No costs. Consequently, connected Miscellaneous petition is closed.

21.03.2024

NCC: Yes/No
Index:Yes
Internet:Yes
vrn



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B.PUGALENDHI, J.

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Order made in
W.P(MD)No.7039 of 2024 and
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21.03.2024