



W.A.(MD)Nos.900, 901, 1074 and 1075 of 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.09.2024

CORAM:

**THE HONOURABLE MR.JUSTICE P.VELMURUGAN
AND
THE HON'BLE MR.JUSTICE K.K.RAMAKRISHNAN**

**W.A.(MD)Nos.900, 901, 1074 and 1075 of 2015
and M.P.(MD)Nos.1 of 2015, 2 of 2015 and 2 & 3 of 2015**

W.A.(MD)No.900 of 2015

1. C.N.Subramani
2. M.G.Balan
3. M.G.Chellam

... Appellants

versus

1. A.Rajendran (died)
2. The Joint Commissioner,
O/o. Joint Commissioner,
Hindu Religious and Charitable Endowment,
Madurai.
3. The Executive Officer,
Arulmigu Sadayandiswamy Temple
Akkaraipatty
Having its office at
Arulmigu Gopinathasamy Temple,
Reddiyarchathram,
Dindigul.
4. Vijaya @ Vijayalakshmi



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5. Angalaeswari

6. R.Kumar

(R4 to R6 are brought on record as LR's. of the deceased 1st respondent)

... Respondents

Prayer : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order dated 10.08.2015 in W.P.(MD)No.11977 of 2015.

For Appellant	: Mr.T.Lajapathi Roy, Senior Counsel for Mr.S.Rajasekar
For R1	: Mr.C.Mahadevan
For R2	: Mr.D.Sachi Kumar, Additional Government Pleader
For R3	: Mr.P.Thiagarajan

W.A.(MD)No.901 of 2015:

1. C.N.Subramani
2. M.G.Balan
3. M.G.Chellam

... Appellants

versus

1. Subban Chettiyar
2. The Commissioner,
HR&CE Department,
Nungambakkam,
Chennai.



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3. The Joint Commissioner,
O/o. Joint Commissioner,
Hindu Religious and Charitable Endowment,
Madurai.

4. The Executive Officer,
Arulmigu Sadayandiswamy Temple
Akkaraipatty
Having his office at
Arulmigu Gopinathasamy Temple
Reddiyarchathram
Dindigul

... Respondents

Prayer : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order dated 10.08.2015 in W.P.(MD)No.13352 of 2015.

For Appellant	: Mr.T.Lajapathi Roy, Senior Counsel for Mr.S.Rajasekar
For R1	: Mr.C.Mahadevan
For R2 and R3	: Mr.D.Sachi Kumar, Additional Government Pleader
For R4	: Mr.P.Thiagarajan

W.A.(MD)No.1074 of 2015

The Joint Commissioner,
HR&CE Department,
Dindigul.

(cause title amended vide order dated 07.08.2024
made in C.M.P.(MD)Nos.9928, 9929 and
9919 of 2024 in W.A.(MD)Nos.1074
and 1075 of 2014)

... Appellant



W.A.(MD)Nos.900, 901, 1074 and 1075 of 2015

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versus

1. A.Rajendran (died)
 2. The Executive Engineer,
Arulmigu Sadayandiswamy Temple,
Akkaraipatty,
having his office at
Arulmigu Gopinathasamy Temple,
Reddiyarchathram, Dindigul.
 3. C.N.Subramani
 4. M.G.Balan
 5. M.G.Chellam
 6. Gurunathan
(R6 is substituted on behalf of the deceased R1
vide common order dated 07.08.2024 made in
C.M.P.(MD)Nos.9928, 9929 and 9919 of 2024
in W.A.(MD)Nos.1074 and 1075 of 2014)
- ... Respondents

Prayer : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order dated 10.08.2015 in W.P.(MD)No.11977 of 2015.

For Appellant	: Mr.D.Sachi Kumar Additional Government Pleader
For R1	: Mr.C.Mahadevan
For R2 to R5	: No appearance



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W.A.(MD)No.1075 of 2015

1. The Commissioner,
HR&CE Department,
Nungambakkam,
Chennai.

2. The Joint Commissioner,
HR&CE Department,
Dindigul.

(cause title amended vide order dated 07.08.2024
made in C.M.P.(MD)Nos.9928, 9929 and
9919 of 2024 in W.A.(MD)Nos.1074
and 1075 of 2014)

... Appellant

versus

1. Subban Chettiyar

2. The Executive Engineer,
Arulmigu Sadayandiswamy Temple,
Akkaraipatty,
having his office at
Arulmigu Gopinathasamy Temple,
Reddiarchathram,
Dindigul.

3. C.N.Subramani

4. M.G.Balan

5. M.G.Chellam

... Respondents

Prayer : Writ Appeal filed under Clause 15 of Letters Patent to set aside the
order dated 10.08.2015 in W.P.(MD)No.13352 of 2015.



W.A.(MD)Nos.900, 901, 1074 and 1075 of 2015

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For Appellant : Mr.D.Sachi Kumar
Additional Government Pleader
For R1 : Mr.C.Mahadevan
For R2 to R5 : No appearance

COMMON JUDGMENT

(Judgment of the Court was delivered by **P.VELMURUGAN, J.**)

The first respondent in W.A.(MD)Nos.1074 and 1075 of 2015 had filed writ petitions in W.P.(MD)No.11977 and 13352 of 2015, challenging the order dated 08.07.2015 made in I.A.No.8 of 2015 in O.A.No.6 of 2015 on the file of the Joint Commissioner, HR&CE Department, Madurai. While disposing of these writ petitions, the learned Single Judge has passed the following order:

“20. On the face of it, the reading of the order of the first respondent dated 08.07.2015 would show that he has passed a non-speaking order without discussing the factual aspects involved in the issue on hand. Therefore, on this ground also, the impugned order is liable to be set aside.”

Challenging the same, now, the respondents therein have filed these appeals in W.A.(MD)Nos.900, 901, 1074 and 1075 of 2015.



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2. The order dated 08.07.2015 passed in I.A.No.8 of 2015 in O.A.No.6 of 2015 filed by the private respondents is only with regard to the conduct of Adi Amavasai festival.

3. Since the relief sought for in the writ petitions has become infructuous, nothing survives in these writ appeals. It is left open to the parties to agitate their rights in O.A.No.6 of 2015 which is pending before the Joint Commissioner, HR&CE Department, Madurai.

4. Accordingly, these Writ Appeals are disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

[P.V.,J.] [K.K.R.K.,J.]
30.09.2024

NCC : Yes/No
Index : Yes / No
Internet : Yes / No
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To
1. The Commissioner,
HR&CE Department,
Nungambakkam,
Chennai.



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2. The Joint Commissioner,
O/o. Joint Commissioner,
Hindu Religious and Charitable Endowment,
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3. The Executive Officer,
Arulmigu Sadayandiswamy Temple
Akkaraipatty
Having its office at
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Common Judgment made in
W.A.(MD)Nos.900, 901, 1074 and 1075 of 2015

30.09.2024