

WEB COPY

WA No. 2082 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-07-2025

CORAM

**THE HONOURABLE MRS JUSTICE J. NISHA BANU
AND
THE HONOURABLE MR.JUSTICE M.JOTHIRAMAN**

WA No. 2082 of 2025

AND

WA NO. 2084 OF 2025,CMP NO. 15802 OF 2025,CMP NO. 15787 OF 2025

1. R.Pushparathi

W/o. V.Rathinam, having office at,
No.209, Jawaharal Nehru Road, 100 ft
Road, Arumbakkam, S.No.103 AND
104, T.S.No.6/1, 6/2, 6/3, Sri Sakthi
Nagar, Chennai 600 106

Appellant(s)

Vs

1. The Commissioner

Hindu Religious charitable
Endowments Department, 119,Uthamar
Gandhi salai, Nungambakkam, Chennai
34

2.The Joint Commissioner,

Hindu Religious charitable
Endowments Department, 119,Uthamar
Gandhi salai, Nungambakkam, Chennai
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3. The Assistant commissioner
Hindu Religious charitable

Endowments Department, 119, Uthamar
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34

4. The Executive Officer
Arulmigu Pidari Uthanatchiamman
Mangaleswarar and Bala Vinayagar
Temple, Arumbakkam, Chennai -106

Respondent(s)

WA No. 2084 of 2025

1. V.Rathinam
S/o.Valasubramaniam, having office at
No.209, Jawaharal Nehru Road, 100 ft
Road, Arumbakkam, S.No.103 AND
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4.The Executive Officer
Arulmigu Pidari Uthanatchiamman
Mangaleswarar and Bala Vinayagar
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Respondent(s)

CMP No. 15802 of 2025

1. V.Rathinam
S/o.Valasubramaniam, having office at
No.209, Jawaharal Nehru Road, 100 ft
Road, Arumbakkam, S.No.103 AND
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4. The Executive Officer
Arulmigu Pidari Uthanatchiamman
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Respondent(s)

CMP No. 15787 of 2025

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W/o. V.Rathinam, having office at,
No.209, Jawaharal Nehru Road, 100 ft
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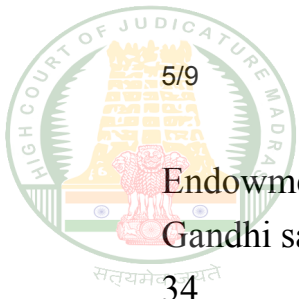
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4. The Executive Officer
Arulmigu Pidari Uthanatchiamman
Mangaleswarar and Bala Vinayagar
Temple, Arumbakkam, Chennai -106

Respondent(s)

WA No. 2082 of 2025**PRAYER**

To set aside the order in W.M.P.No.33208 of 2024 in W.P.No.24598 of 2018 dated 19.10.2024.

WA No. 2084 of 2025**PRAYER**

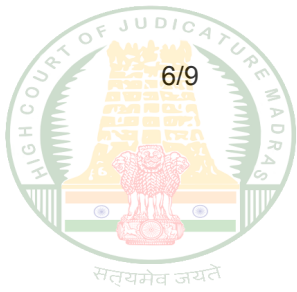
To set aside the order in W.M.P.No.33213 of 2024 in W.P.No.24597 of 2018 dated 19.10.2024 and pass such further or other orders as this Honourable court may deem fit and proper in the facts and circumstances of the case.

CMP No. 15802 of 2025**PRAYER**

To grant an interim stay of the operation of the impugned order dated 19.10.2024 in W.M.P.No.33213 of 2024 in W.P.No.24597 of 2018 on the file of the Honourable the Madras High Court at Chennai and all further proceedings relating thereto pending disposal of the appeal.

CMP No. 15787 of 2025**PRAYER**

To grant an interim stay of the operation of the impugned order dated 19.10.2024 in WMP No.33208 of 2024 in WP No.24598 of 2018 on the file of the Honble Madras High Court at Chennai....



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WA No. 2082 & 2084 of 2025

For Appellant(s): P.Gunaraj
K.R. Arun Shabari
N. Saisathiyabama

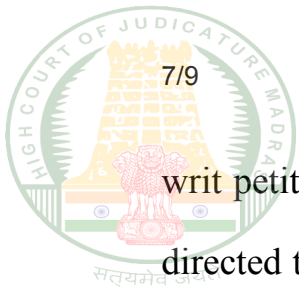
For Respondent: Mr.K.Karthikeyan, Government
Advocate

COMMON JUDGMENT

(The Judgment of the Court was delivered by J. NISHA BANU, J.)

Since the issue involved in both the writ appeals are one and the same, they are disposed of by this Common Judgment. These Writ Appeals have been filed challenging the Common Order passed in W.M.P No.33208 of 2024 in W.P No.24598 of 2018 and W.M.P No.33213 of 2024 in W.P.No.24597 of 2018, dated 19.10.2024 by this Court.

2. The appellant was inducted as a tenant in respect of the vacant property owned by the 4th respondent and permitted the appellant to construct buildings and erect superstructure for commercial purposes. The appellant also constructed superstructure and continued to pay the rent to the 4th respondent without any default. Subsequently, fair rent was fixed by the respondents. According to the appellant, the respondents have fixed exorbitant rent without following the guidelines and G.Os. The appellant did not pay the rent properly. Hence, the 2nd respondent/ Joint Commissioner H.R. & C.E. passed the eviction order and the said order was also confirmed by the 1st respondent/Commissioner H.R. & C.E. Against the same, the appellant filed the



writ petitions. In the said writ petitions, this Court, by way of an interim order, directed the appellant to pay the dues in instalments. Since the appellant did not comply with the conditional order passed by this Court, the writ Court dismissed the writ petitions and directed the respondents to take possession of the subject property.

3. Today, learned Special Government Pleader appearing for the respondents would state that since the conditional order passed by this Court has not been complied with, the Writ Petitions were dismissed and after the dismissal of the writ petitions, as directed by this Court, possession of the subject properties has also been taken by the respondents on 19.10.2024.

4. Since the conditional order passed by this Court in the writ petitions has not been complied with and subsequently, after the dismissal of the writ petitions, the respondents have also taken possession of the subject properties, we are not inclined to entertain the writ appeals. Therefore, the Writ Appeals stand dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

(J.NISHA BANU J.)(M.JOTHIRAMAN J.)

10-07-2025

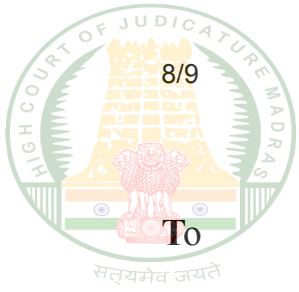
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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



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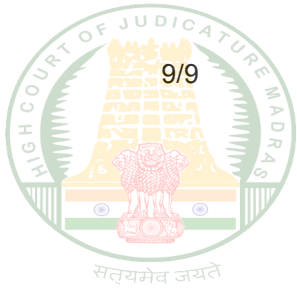
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