



W.P.No.14156 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 22.04.2025

CORAM:

THE HONOURABLE MR. JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.14156 of 2025

V.Muthusamy

... Petitioner

Vs.

- 1.The Assistant Commissioner
Hindu religious & Charitable Endowments Department
Kallakurichi.
- 2.The Inspector
Hindu religious & Charitable Endowments Department
Kallakurichi.
- 3.The Trustee
Arulmigu Arthanaariswarar Temple
Namasivayapuram Village
Kallakurichi District.
- 4.The Trustee
Arulmigu Mariyamman Temple
Namasivayapuram Village
Kallakurichi District.

...Respondents



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Prayer : Writ Petition filed under Article 226 of the Constitution of India, to

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For Petitioner : Mr.E.Aneesh Vinayak

For Respondents : Mr.S.Ravichandran
Additional Government Pleader

ORDER

This Writ Petition is filed challenging the impugned order dated 10.01.2025. By the said order, the prayer of the petitioner to refund the electricity charges that were paid by the petitioner on behalf of the temple was refused to be refunded.



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2. The learned counsel for the petitioner would submit that on

account of goodwill, he kept on paying the electricity charges for the temple from his own funds. When he sought for refund, the trustees did not repay the same and therefore, he made the representation to the first respondent. The first respondent by the impugned order rejected the same. Aggrieved thereby, the Writ Petition is filed.

3. The learned Additional Government Pleader taking notice on behalf of the first and second respondents would submit that when the petitioner has paid the amount voluntarily and there is no other funds and when the trustees are not willing to reimburse, no further orders can be passed by the first respondent.

4. In view of the nature of the order that is passed, this Writ Petition is disposed of at the admission stage itself without notice to the respondents 3 and 4. Even as per the first respondent the fact that the petitioner paid the electricity bill for the temple stands admitted. If that being the admitted case, if the temple has any funds, the same can be considered to



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be refunded or if there is no fund, the department can consider releasing the

amount from any other grant that may be permissible. In this regard the

petitioner shall make an application to the Joint Commissioner, Villupuram

intimating the impugned order rejecting the request also. The Joint

Commissioner can consider the feasibility of sanctioning the amounts to the

petitioner either by summoning the trustees with the funds available from the

temple or any other funds available with the department. If no other funds are

available, the first respondent shall intimate the same to the petitioner.

Thereafter, the petitioner will be entitled to file a Civil Suit against the temple

claiming charges. No costs.

22.04.2025

Neutral Citation : No
dna



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To
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D.BHARATHA CHAKRAVARTHY, J.
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