



W.P.No.39772 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.01.2025

Coram:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

W.P.No.39772 of 2024 and
W.M.P.Nos.43064 and 43067 of 2024

1. J.Paul Moses S/o. Jayapal

The senior most devotee of the Church and
also the acting principal of The Church
residing at No.10, Thiruveethi Amman Koil Street
Kazhikundram, Taramani, Chennai - 600 113

2. S.Chitra W/o.Sathyaseelan

The Secretary of Sabha Panchayat of The Church
No.15, Thiruveethi Amman Koil Street
Kazhikundram, Taramani, Chennai - 600 113

3. The Carmel House of Prayer

The Church
Represented by its Pastor
Mr.Jayakumar
Residing at No.1, Thiruveethi Amman Koil Street
Kazhikundram, Taramani, Chennai - 600 113

... Petitioners

Vs.



W.P.No.39772 of 2024

1. The District Collector
Collectorate Office, South Chennai
2. The Revenue Divisional Officer
Guindy Taluk, Guindy, Chennai - 32
3. The Tahsildar (Executive Magistrate)
Guindy Taluk, Guindy, Chennai - 32
4. R.Vethagiri @ Wilson Vethagiri
5. S.Muthucholan
6. S.Ilavarasan
7. The Carmel House of Prayer Trust
Represented by Managing Trustee Mr.Vethagiri

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the 1 to 3 respondents to dispose of the pending proceedings under FIR No.38/2024 dated 29.02.2024, under Section 145 of Cr.P.C. on the file of the 1st to 3rd respondents and consequently keep the church open to devote by all the devotees.



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For Petitioners : Ms.M.Devi Rudra
For Respondents 1 to 3 : Mr.S.Sugendran
Additional Public Prosecutor
For Respondents 4 to 7 : Mr.D.Madhusudanan

ORDER

This Writ Petition has been filed by the petitioners to direct the respondents 1 to 3 to dispose of the pending proceedings under FIR No.38/2024 dated 29.02.2024, under Section 145 of Cr.P.C. on the file of the respondents 1 to 3 and consequently keep the church open for prayer by all the devotees.

2. The learned Additional Public Prosecutor appearing for the respondents 1 to 3 submitted that when the matter came up before this Court 27.12.2024, this Court had directed the 2nd respondent to dispose the pending proceedings under FIR No.38/2024 dated 29.02.2024, under Section 145 of Cr.P.C. on or before 31.12.2024 and accordingly, final order was passed by the 2nd respondent on 31.12.2024.



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3. Recording the submissions of the learned Additional Public

Prosecutor, this Writ Petition is disposed of.

4. Consequently, connected Miscellaneous Petition in W.M.P.No.43067

of 2024 is closed. W.M.P. No.43064 of 2024 is ordered subject to payment of separate Court fee by each of the petitioners. There shall be no order as to costs.

5. The parties are at liberty to work out their remedy in the manner

known to law.

02.01.2025

Index : Yes / No

Speaking Order : Yes / No

Neutral Citation Case : Yes/No

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To
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2. The Revenue Divisional Officer
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3. The Tahsildar (Executive Magistrate)
Guindy Taluk, Guindy, Chennai - 32
4. The Public Prosecutor,
High Court of Madras.



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P.VELMURUGAN. J.

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