



W.P.(MD).No.2561 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.01.2025

CORAM

THE HONOURABLE MR.JUSTICE K.KUMARESH BABU

W.P.(MD).No.2561 of 2025

and

W.M.P.(MD)No.1810 of 2025

1.M.Periyasamy

2.J.Sudha

...Petitioners

Vs

1.The Commissioner,
Hindu Religious and Charitable Endowments Department,
Nungambakkam High Road,
Chennai – 600 034.

2.The Joint Commissioner,
Hindu Religious and Charitable Endowments Department,
Tiruppur.

3.The Assistant Commissioner,
Hindu Religious and Charitable Endowments Department,
Karur Circle,
Karur.

4.The Executive Officer,
Sri Balasubramaniya Temple,
Kathapara Village,
Vennamalai Post,
Karur Taluk and District.

... Respondents

1/5



W.P.(MD).No.2561 of 2025

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying this Court to issue a Writ of Mandamus, forbearing the respondents from taking any action to disposes the petitioners from their property in Survey No.236 and 236/2 at Kathaparai Village, Vennamalai, Karur Taluk, Karur District, without following the due process of law.

For Petitioner : Mr.D.Selvanayagam

For R-1 to R-3 : Mr.P.Subbaraj
Special Government Pleader

For R-4 : Mr.P.Athimoolapandian

ORDER

Heard Mr.D.Selvanayagam, learned counsel for the petitioner, Mr.P.Subbaraj, learned Special Government Pleader for the respondents 1 to 3 and Mr.P.Athimoolapandian, learned counsel for the 4th respondent.

2. This Writ Petition is filed praying for a Mandamus, forbearing the respondents from taking any action to disposes the petitioners from their property in Survey No.236 and 236/2 at Kathaparai Village, Vennamalai, Karur Taluk, Karur District, without following the due process of law.



W.P.(MD).No.2561 of 2025

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3. The learned counsel for the fourth respondent had made a statement that without following due process of law as provided under Section 78 of HR and CE Act, the petitioners will not be dispossessed of the subject property.

4. Recording the said statement, no adjudication is required to be made in the Writ Petition. Accordingly, the Writ Petition stands closed. It is made clear that the writ petitioners shall only be dispossessed in the manner known to law and not otherwise. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

29.01.2025

NCC:yes/no
Index:yes/no
Internet:yes/no
Nsr



W.P.(MD).No.2561 of 2025

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W.P.(MD).No.2561 of 2025

K.KUMARESH BABU, J.

Nsr

W.P.(MD).No.2561 of 2025

29.01.2025