



W.P(MD)No.12872 of 2019

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.07.2025

CORAM:

**THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM
and
THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE**

**W.P(MD)No.12872 of 2019
and
W.M.P(MD)No.9569 of 2019**

Periyambadi Narasimha Gopalan

... Petitioner

vs.

- 1.The Chief Secretary to Government,
Government of Tamil Nadu,
Secretariat,
Chennai – 600 009.
- 2.The Registrar General,
Madras High Court,
Chennai – 600 104.
- 3.The Secretary to Government,
Revenue Department,
Government of Tamil Nadu,
Secretariat,
Chennai – 600 009.



W.P(MD)No.12872 of 2019

WEB COPY

4.The Secretary to Government,
Law Department,
Government of Tamil Nadu,
Secretariat,
Chennai – 600 009.

5.The Secretary to Government,
Finance Department,
Government of Tamil Nadu,
Secretariat,
Chennai – 600 009.

6.The Secretary to Government,
Tourism, Culture and Religious Endowments Department,
Government of Tamil Nadu,
Secretariat,
Chennai – 600 009.

7.The Commissioner,
HR & CE Department,
119, Uthamar Gandhi Salai,
Nungambakkam,
Chennai – 600 034.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus directing the respondents 1 to 6 to (a) allocate one or two civil courts in each district specifically for trying recovery of rents belonging to temples under the administrative control of respondent No. 7, HR & CE Department and transfer all pending cases involving recovery of rents/eviction to these Courts (b) engage third party audit firms to audit income and expenditure of temples under the administrative control of respondent No.7 – HR & CE Department within the time frame stipulated by this Court.

2/6



W.P(MD)No.12872 of 2019

WEB COPY

For Petitioner : Mr.K.Gokul
For RR 1 & 3 to 6 : Mr.P.Thilak Kumar
Government Pleader
For R – 2 : Mr.D.Sivaraman
For R – 7 : Mr.P.Subbaraj
Special Government Pleader

ORDER

(Order of the Court was made by S.M.SUBRAMANIAM, J.)

The relief sought for in the Writ Petition for the constitution of Special Courts is not entertainable, since it is a matter to be decided on the administrative side and requires the sanction of the Government. The prescribed procedures are to be followed and the High Court, in exercise of its powers of judicial review, in the present case cannot issue a general direction for the constitution of such Courts.



W.P(MD)No.12872 of 2019

WEB COPY

2. Accordingly, this Writ Petition stands dismissed. There shall be no order as to costs. Consequently, connected Miscellaneous Petition is closed.

[S.M.S.,J.] & [A.D.M.C.,J.]
02.07.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes
ps

To

1. The Chief Secretary to Government,
Government of Tamil Nadu,
Secretariat,
Chennai – 600 009.
2. The Registrar General,
Madras High Court,
Chennai – 600 104.
3. The Secretary to Government,
Revenue Department,
Government of Tamil Nadu,
Secretariat,
Chennai – 600 009.
4. The Secretary to Government,
Law Department,
Government of Tamil Nadu,
Secretariat, Chennai – 600 009.

4/6



W.P(MD)No.12872 of 2019

WEB COPY

- 5.The Secretary to Government,
Finance Department,
Government of Tamil Nadu,
Secretariat,
Chennai – 600 009.
- 6.The Secretary to Government,
Tourism, Culture and Religious Endowments Department,
Government of Tamil Nadu,
Secretariat,
Chennai – 600 009.
- 7.The Commissioner,
HR & CE Department,
119, Uthamar Gandhi Salai,
Nungambakkam,
Chennai – 600 034.



WEB COPY



W.P(MD)No.12872 of 2019

S.M.SUBRAMANIAM, J.
and
DR.A.D.MARIA CLETE, J.

ps

ORDER MADE IN
W.P(MD)No.12872 of 2019

DATED : 02.07.2025