



WA No.173 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.01.2026

CORAM

THE HON'BLE MR.MANINDRA MOHAN SHRIVASTAVA,
CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE G.ARUL MURUGAN

Writ Appeal No.173 of 2026
and CMP Nos.1535 and 1537 of 2026

1. R.Subramani
 2. R.Gurusamy
 3. R.Manimegalai
- .. Appellants

-VS-

1. Karuppasamy
2. Rathina Sabapathy
3. The Commissioner
HR & CE Department,
Nungambakkam, Chennai 600 034.
4. The Joint Commissioner,
HR & CE Department,
Cotton Market Complex,
Palladam Road, Tiruppur District 641 604.
5. The Assistant Commissioner,
HR & CE Department,
Arulmigu Veeraragava Perumal Kovil Street,
Near Old Bus Stand, Tiruppur District 641 604.
6. The Inspector



WA No.173 of 2026

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HR & CE Department,
Palladam, Tiruppur District 641 664.

7. The Fit Person,
Arulmigu Varadharaja Perumal Temple,
Samalapuram Village, Palladam Taluk,
Tiruppur District 641 663.

.. Respondents

Prayer: Appeal filed under Clause 15 of the Letters Patent against the order dated 19.08.2025 passed in W.P.No.31232 of 2025 on the file of this Court.

For Appellants : Mr.A.Rajeshkanna
For Respondents : Mr.Sithirai Anandam
for RR 1 and 2
: Mr.N.R.R.Arun Natarajan
Spl. Govt. Pleader
for RR 3 to 7

* * * * *

JUDGMENT

(Judgment of the Court was
delivered by the Hon'ble Chief Justice)

With the consent of the parties, the case is heard finally at this stage itself.

2. The sole ground to challenge the legality and validity of the order passed by the Writ Court is that even though the appellants were impleaded as parties in the writ petition and the subject matter



WA No.173 of 2026

of the writ petition involved property, which was in occupation of the appellants, they were not given any opportunity of hearing, as no notices were issued and the order was passed.

3. Learned counsel for the respondents concededly submitted that the matter may be remanded for hearing afresh.

4. In view of the submission made and that the order impugned was passed without giving any notice to the appellants or affording any opportunity of hearing, the order is set aside. The Writ Appeal is allowed and the Writ Petition is restored to its original number.

There shall be no order as to costs. Consequently, the interim applications stand closed.

(MANINDRA MOHAN SHRIVASTAVA, CJ.) (G.ARUL MURUGAN, J.)
29.01.2026

Index : Yes/No
Neutral Citation : Yes/No
sra



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WA No.173 of 2026

THE HON'BLE CHIEF JUSTICE
AND
G.ARUL MURUGAN, J.

(sra)

To

1. The Commissioner
HR & CE Department,
Nungambakkam, Chennai 600 034.
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WA No.173 of 2026

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