

BEFORE THE COMMISSIONER, HR&CE ADMN DEPARTMENT, CHENNAI-34.

Tuesday the 23rd day of April, Two Thousand and thirteen.

Present: Thiru. P. Dhanapal, M.A.,B.L.,
Commissioner.

A.P. 16 /2011 D2

Between.

R. Prabhamurthy
S/o Rangaswamy.

... Appellant.

And

1. E. Narayana Reddy
S/o Elasappa

2. D. Narayanamma
W/o Thasappa Reddy.

3. A. Venkatesh
S/o Poojarappa.

... Respondents

In the matter of Arulmigu Hanumantharayaswamy Temple,
Thummanapalli, Hosur Taluk, Krishnagiri District.

Appeal Petition filed under Section 69 (1) of the Tamil Nadu
HR&CE Act, 1959 (Tamil Nadu Act 22 of 1959) against the order dated
08.12.2010 passed in R.Dis.No.4029/2010 B1 on the file of the Joint
Commissioner, HR&CE Admn Department, Salem, dismissing the
application under Section 63 (b) of the Act.

Order in R.Dis. A.P. 16/2011 (D2) dated: 23.04.2013.

The above Appeal Petition having come on for final hearing before
me on 29.01.2013 and both the Appellant and his counsel, having been
called absent and remained exparte. The above appeal petition was taken
up for hearing on several dates. All the times both the appellant and his
counsel having been called absent and there is no representation on
their behalf. The reasons for refraining from appearing for the enquiry
before this forum for the reasons best known to them is also not known.
M/s. A.S. Kailasam & Associates appeared for the Respondents. Upon

hearing his argument and perusing the connected records and the matter having stood over for consideration till this day, the following order is made:-

ORDER.

The order dated: 08.12.2010 passed in R.Dis.No.4029/2010 B.1 on the file of the Joint Commissioner, HR&CE Admn. Department, Salem is hereby set aside and the matter is remitted back to the Joint Commissioner for denova enquiry with a direction to take the application on file, number the same, issue notice of enquiry, hear all the parties, record their evidence both oral and documentary, obtain the report of the Inspector and the Assistant Commissioner and also hear the arguments of all the counsels and pass such orders in accordance with law within a period of three months from the date of receipt of a copy of the order. With the above direction the appeal petition is closed.

/typed to dictation/

Sd. P. Dhanapal,
Commissioner.

/ true copy/by order/

Superintendent.

Note:

Certified copy of annexure to the order containing the grounds will be furnished on receipt of a regular copy application duly affixed with a Court fee stamp of 0.25 p. with sufficient number of copy stamp papers valued at Re.1/-

To

1. The Appellants through Thiru.V.Raghavachari, Advocate, No.337, (Old No.164), Linghi Chetty Street, 'Singapore Plaza' 1st floor, Chennai-600001.
2. The Respondents through M/s A.S.Kailasam & Associates, Advocates, 86, Law Chambers, High Court Buildings, Chennai.104.

Copy to:

3. The Joint Commissioner, HR & CE Admn.Dept., Salem.
(With a copy of annexure to Order)
4. The Inspector, HR & CE Admn. Department, Hosur.
5. The Assistant Commissioner, HR&CE Admn. Department, Dharmapuri. (with a copy of annexure to order)
- 6&7. Extras.