

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

**Monday the 21<sup>st</sup> day of October, Two thousand and thirteen.**

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

**A.P.40/2011/ D2**

**Between**

**Erode Sivalaya Vazhi Pattukulu Arakkatalai  
Trust, through**

- 1. A. Munusamy (President),**
- 2. C.Balasubramanian (Vice President),**
- 3. S.Palanisamy (Secretary),**
- 4. N.S.Somasundaram (Treasurer)**

**... Appellants.**

**And**

- 1. The Joint Commissioner,  
HR&CE, Coimbatore.**
- 2. The Fit Person,  
Arulmigu Sozheeswarar Thirukoil,  
Vairapalayam, Karungalpalayam,  
Kaveri Karai, Erode Distrcit.  
at A/m.Mahaveera Anjaneya Thirukoil,  
V.O.C.Park, Erode.**
- 3. P.V.Dhanapal, Additional Secretary,  
Sivalaya Vazhipattu Kuzhu Trust,  
A/m.Sozheeswarar Thirukoil,  
Kaveri Karai, Karungalpalayam,  
Erode Distrcit.**

**... Respondents.**

**In the matter of Arulmigu Arulmigu Sozheeswarar Temple,  
Vairapalayam, Karungalpalayam, Kaveri Karai, Erode 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:  
03.01.2011 of the Joint Commissioner, HR&CE Admn.Department,  
Coimbatore in ordering the dismissal of O.A.35/2007 filed under Section  
64(1) of the Act after issuing draft scheme.**

**Order in R.Dis. A.P.40/2011 (D2) dated: 21.10.2013.**

The above Appeal petition having come on for final hearing before me on 27.8.2013 in the presence of Thiru P. Madhan, Counsel for the Appellants, Thiru E. Ganesh, Counsel for the 2<sup>nd</sup> Respondent and Thiru T. Senthil Kumar, Counsel for the 3<sup>rd</sup> Respondent. Upon hearing their arguments and having perused the connected records and the matter having stood over for consideration till this day, the following order is passed.

**ORDER**

The order dated 03.01.2011 passed by the Joint Commissioner, Coimbatore in O.A. 35/2007 is hereby confirmed and the appeal petition is dismissed as devoid of merits.

/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.P.Madhan, Advocate, 17, Law Chambers, High Court Buildings, Chennai-104.**
- 2. The 2<sup>nd</sup> Respondent/ Fit Person through Thiru E. Ganesh, Advocate, No. 35, Addl.Law Chambers, High Court, Chennai.104.**
- 3. The 3<sup>rd</sup> Respondent through Thiru T. Senthilkumar, Advocate, No.214, New Addl.Law Chambers, High Court Buildings, Chennai.104.**

**(p.t.o.)**

**Copy to:**

- 4. The Joint Commissioner, HR & CE Admn.Dept., Coimbatore.  
(with a copy of annexure to order) The file in O.A. 35/2007 pages 368  
with exhibits A1 to A8 is returned herewith by Regd.Parcel. The  
receipt of the record should be acknowledged immediately.**
- 5. The Inspector, HR&CE Admn.Department, Erode.**
- 6. The Assistant Commissioner, HR&CE Admn.Department, Erode.  
(with a copy of annexure to order).**
- 7 & 8). Extras.**