

BEFORE THE COMMISSIONER, H.R.&C.E.ADMN.DEPARTMENT,CHENNAI-34.

Tuesday the 7th day of May, Two Thousand and thirteen.

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

A.P. 44 & 45/2012 D2

Between.

1. R. Elanchezhian S/o Rajarathinam.
2. A. Chinnaya S/o Andar Ambalam.
3. R. Muthiahpillai S/o Rmasamy Pillai. ..Appellants.

And

1. N.A. Chandran, S/o K.N. Annamalai.
2. N. Dhanabalan, S/o Nalliah Velar. Respondents

A.P. 45/2012 D2

Between.

1. N. Vijayaraghavan.
2. S.V. Saminatha.
3. N. Mahalingam.
4. S.P. Balasubramanian.
5. S. Alagu.
6. S. Thirumaran.
7. M. Sundaram.
8. K.R. Ganesan. Appellants

And

1. N.A. Chandran.
2. N. Dhanapalan. . Respondents.

In the matter of Arulmighu Neivelinathar Ayyanar Temple, E. Mallampatti Village, Melur Taluk, Madurai District.

Appeal petitions filed under Section 69(1) of the Tamil Nadu H.R.& C.E. Act, 1959 (Tamil Nadu Act 22 of 1959) against the order dated 18.10.2011 of the Joint Commissioner, HR & CE Admn. Department, Madurai in allowing the O.A. 17/02 filed under Section 63 (b) of the Act.

Common Order in R.Dis. A.P. 44/2012 (D2) dated : 7.5.2013.

The above appeal petitions having come on for final hearing before me on 30.4.2013 before me in the presence of Thiru K. Jayaraman, Counsel for the Appellants in A.P.44/2012, Thiru M. Ganesh, Counsel

for the Appellants in A.P.45/2012 and Thiru B. Sivakumar, Counsel for the Respondents in both Appeal Petitions. Upon hearing their arguments and after perusing the connected records, the following order is made.

COMMON ORDER

The order dated 18.10.2011 passed by the Joint Commissioner Madurai in O.A. 17/2002 is hereby set aside and the matter is remitted back to the Joint Commissioner, Madurai to hold an enquiry denova after affording all the interested persons an opportunity of being heard and dispose of the same in accordance with law. With the above directions the appeal petition is disposed of accordingly.

/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 00.25 p. with sufficient number of copy stamp papers valued at Re.1/-

To

1. The Appellants in AP 44/05 through Thiru K. Jayaraman, Advocate, 35, Law Chambers, High Court Buildings, Chennai.104.
2. The Appellants in A.P.45/05 through Thiru M. Ganesh, Advocate, No.162, Thambu Chetty Street, Chennai.1.
3. The Respondents through Thiru B. Sivakumar, Advocate,478, Law Chambers, High Court Buildings, Chennai.104.

Copy to:

4. The Joint Commissioner, HR&CE Admn.Dept., Madurai.(with a copy of annexure to order) (with file in O.A. 17/2002 by Regd.parcel). The Receipt of the file should be acknowledged immediately.
5. The Inspector, HR&CE Admn.Department, Melur.
6. The Assistant Commissioner, HR&CE Admn.Department, Madurai.(with a copy of annexure to order)
7. Extra.