

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).24596/2008

(From the judgement and order dated 04/09/2008 in WA No. 936/2008 of the HIGH COURT OF MADRAS)

P.BALASUBRAMANIAM & ORS.

Petitioner(s)

VERSUS

STATE OF T.NADU & ORS.

Respondent(s)

(With prayer for interim relief and office report)

Date: 23/03/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.V. RAVEENDRAN

HON'BLE MR. JUSTICE J.M. PANCHAL

For Petitioner(s) Mr. Atul Nanda, Adv.
Ms. Rameeza Hakeem, Adv.
Mr. Sanjay Bhardwaj, Adv.
for M/S Law Associates & Co., Adv.

For Respondent(s) Mr. R. Nedumaran, Adv.

UPON hearing counsel the Court made the following
ORDER

This SLP is filed by the ex-trustees of Arulmigu Sri Muthu Kumaraswami temple at Chennai. The State Government on the recommendations of the Commissioner, Hindu Religious and Charitable Endowment, by order dated 20.2.2008 appointed the Assistant Commissioner of the Department as 'Thakkar' of the said temple. In pursuance of it, there was a direction to the trustees to handover the management to the 'Thakkar'. The said order was challenged by the petitioners before the learned single Judge. The learned single Judge directed the 'Fit Person' appointed under the said order dated 21.2.2008

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ITEM NO.66 COURT NO.8 DATED 23.3.2009contd.

to take charge and also directed that elections be held in regard to a new Board of Trustees. The appeal filed by the petitioners was

dismissed by the Division bench on a technical ground without considering the merits.

The said order of the Division Bench is challenged in this SLP and notice was issued limited to the question as to why the matter should not be remanded for consideration on merits, subject to payment of costs. However, when the matter came up today, it was submitted that in pursuance of the direction of the learned single Judge, elections have already been held and the new Board of Trustees have taken charge.

In view of the changed circumstances, this petition does not survive and it is dismissed leaving open the contentions of petitioners.

(Ravi P. Verma)
Court Master

(Anand Singh)
Assistant Registrar