

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C)...../2017
(CC No(s).1670-1674/2017)

(Arising out of impugned final judgment and order dated 08/08/2016 in WP No. 25429/2015 08/08/2016 in WP No. 25430/2015 08/08/2016 in WP No. 25431/2015 08/08/2016 in WP No. 25432/2015 08/08/2016 in WP No. 25433/2015 passed by the High Court of Madras)

M/S TEMPLE WORSHIPPERS SOCIETY

Petitioner(s)

VERSUS

GOVERNMENT OF TAMIL NADU AND ORS. ETC.
(with appln. (s) for c/delay in filing SLP)

Respondent(s)

Date : 27/01/2017 These petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE AMITAVA ROY

For Petitioner(s) Mr. C.S. Vaidyanathan, Sr. Adv.
Mr. K.Parameshwar, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

Delay condoned.

Mr. C.S. Vaidyanathan, learned senior counsel appearing on behalf of the petitioner contends that the High Court has not considered the aspect that Rules are not having retrospective observation and on a mere observation that Rules are retrospective, the writ petitions could not have been dismissed as infructuous with liberty to question the Rules in appropriate proceedings.

Learned senior counsel appearing for the petitioner seeks permission to withdraw the Special Leave Petitions with liberty to file review petitions before the High

Court raising the aforesaid plea of retrospectivity.

It appears to us that the High Court has not considered it on merits, whether the Rules are retrospective or not, as there is no consideration on merits of the submissions in the impugned order.

As such, we permit the petitioner to withdraw the Special Leave Petitions with liberty to file review petitions before the High Court raising the aforesaid plea of retrospectivity.

The special Leave Petitions, are, accordingly, dismissed as withdrawn.

In case the review petitions are dismissed, the petitioner is free to move this Court by filing fresh petitions for assailing the impugned order.

(B.Parvathi)
Court Master

(Tapan Kr. Chakraborty)
Court Master