



W.P(MD)No.11295 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.05.2023

CORAM:

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P(MD)No.11295 of 2023

M.Jeyakumar

... Petitioner

Vs.

- 1.The Joint Commissioner,
O/o. Joint Commissioner,
Hindu Religious Endowment Board,
B1 Road, Ellis Nagar,
Madurai.
- 2.Executive Officer,
Office of Executive Officer,
Hindu Religious Endowment Board,
Arulmigu Naachiyar Andal Thirukoil,
Sriviliputhur,
Virudhunagar District 626125.
3. The Deputy Director cum Wild,
Life Warden, Grizzled Squirrel
Sanctuary,
Opp. to Awin Milk,
Madurai Road, Pillayar Natham Post,
Sriviliputhur,
Virudhunagar District - 626 101.



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4. The Forest Officer,
Tamil Nadu Wild Life Forest Office,
Rajapalayam Forest Range, Rajapalayam,
Virudhunagar District.

5. The Arangkavalur / Trustee,
Arulmigu Sri Neerkatha Ayyanar Swamy
Thirukoil,
Rajapalayam,
Virudhunagar District - 626 117.

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the respondent Nos. 1 to 5 to grant permission to the petitioners and their community members in worshipping their Ancestral God named Arulmigu Neerkatha Ayyanar Swamy Thirukovil, and perform uchikala poojai and annadhanam event scheduled to be conducted on 05.05.2023 at around from 10 pm to 12 am in the Arulmigu Sri Neerkatha Ayyanar Swamy Thirukovil situated at foothills of Western Ghats, Krishna puram Panjayat, Rajapalayam, Virudhunagar District.

For Petitioner : Mr.S.Lenin Prabhu

For Respondents : Mr.G.V.Vairam Santhosh
Additional Government Pleader
for R1, R3 and R4
Mr.M.Kannan for R2 & R5

ORDER

Mr.G.V.Vairam Santhosh, learned Additional Government Pleader takes notice for the respondents 1, 3 and 4 and Mr.M.Kannan, learned counsel takes notice for the respondents 2 and 5.



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2. By consent of both parties, this writ petition is taken up for final disposal at the stage of admission itself.

3. Learned counsel for the petitioner would submit that the petitioner is a believer and worshipping the ancestral god Arulmigu Neerkatha Ayyanar Swamy situated at foothills of Western Ghats, Krishnapuram Panchayat, Rajapalayam, Virudhunagar District. The said temple is situated in the Reserved Forest area, thereby, this writ petition has been filed for a mandamus to the respondents to grant permission to the petitioner and his community members to worship as per the conditions imposed by the officials of the Reserved Forest. In this regard, the petitioner has also made a representation dated 01.05.2023 to the respondents and the same was not considered. Hence, the present writ petition has been filed by the petitioner.

4. Learned Additional Government Pleader appearing for the respondents 1, 3 and 4 would submit that if the petitioner and his community members intend to visit the said temple and worship the deity between 09:00 a.m. and 03:00 p.m., they will be permitted along with other devotees.



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5. Since the respondents itself have come forward to allow the petitioner and other devotees for worshipping of Arulmigu Neerkatha Ayyanar Swamy between 09:00 a.m. and 03:00 p.m., this writ petition is closed by recording the submission made by the learned Additional Government Pleader.

No costs.

04.05.2023

Index :Yes/No

Internet :Yes/No

pkn/lm

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