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W.P.(MD)NO.18552 OF 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.09.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

AND

THE HON'BLE MR.JUSTICE B.PUGALENDHI

W.P.(MD)No.18552 of 2023 AND
W.M.P.(MD)Nos.15381 & 15382 of 2023

K.Nagaraj

... Petitioner

Vs.

1. The District Collector,
Dindigul Collector Office,
Dindigul.
2. The Revenue Divisional Officer,
Palani,
Dindigul District.
3. The Tahsildar,
Vedasandur Taluk,
Dindigul District.
4. The Regional Development Officer,
Panchayat Union Office,
Vedachandur.
5. The Panchayat President,
V.Pudukottai Village,
Vedasandur Taluk,
Dindigul District.

... Respondents



Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari, calling for the records pertaining to the order passed by the fourth respondent in his proceedings in Na.Ka.No.921/2023/A6 dated 03.07.2023 and quash the same.

For Petitioner : Mr.M.Akilan

For Respondents : Mr.K.Balasubramaniam,
Special Government Pleader.

* * *

ORDER

Heard both sides.

2. The petitioner espouses the cause of a temple. According to the petitioner, the temple was put up some 40 years ago. We made it clear that if the temple had been in existence as on 15th August 1947, it would be entitled to statutory protection. Since even according to the petitioner it was put up some 40 years ago, it would not have statutory protection. The learned counsel appearing for the petitioner states that it was put up on natham land and not on water-body.



3. We direct the third respondent to conduct proper survey after issuance of notice to the petitioner herein. If the temple is on a natham land, it would be spared. If the temple is on the water-body, it will have to be demolished. The entire exercise will be completed within a period of three months from the date of receipt of a copy of this order. This writ petition stands disposed of accordingly. No costs. Consequently, connected miscellaneous petitions are closed.

(G.R.SWAMINATHAN, J.) & (B.PUGALENDHI, J.)

20th September 2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No

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To:

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Dindigul Collector Office,
Dindigul.
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WEB COPY



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W.P.(MD)NO.18552 OF 2023

G.R.SWAMINATHAN, J.

AND

B.PUGALENDHI, J.

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W.P.(MD)No.18552 of 2015

20.09.2023