



WP(MD)No.29593 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 15.12.2023

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

WP(MD)No.29593 of 2023
and W.M.P(MD).No.25544 of 2023

Dr.K.Jeyarajan

Founder, Sivakasi Sivanadiyar Araneri Kazhagam
250-A, Chairman PKSA Arumugam Road,
Sivakasi.

.. Petitioner

vs.

1.The Secretary to Government of Tamil Nadu,
Hindu Religious Endowments,
Fort St.George, Chennai-600 009.

2.The Commissioner,
Hindu Religious and Charitable Endowments Department,
Nungambakkam High Road,
Chennai-600 034.

3.The Joint Commissioner,
Hindu Religious and Charitable Endowments Department,
B-1 Salai, Ellis Nagar, Madurai-625 016.

4.The Assistant Commissioner/Fit Person,
Arulmighu Sivakasi Sri Viswanathaswamy Koil Thakkar,
Hindu Religious and Charitable Endowments Department,
18, Natchi Street, Virudhunagar.

5.S.Subramaniya Bhattar
Head Priest,
Arulmighu Sivakasi Sri Viswanathaswamy Koil Thakkar,
Hindu Religious and Charitable Endowments Department,



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18, Natchi Street, Virudhunagar.

6.Selvakumaran

Assistant Archakar,
Arulmighu Sivakasi Sri Viswanathaswamy Koil Thakkar,
Hindu Religious and Charitable Endowments Department,
18, Natchi Street, Virudhunagar.

7.The Joint Commissioner (Thirupani),
Hindu Religious and Charitable Endowments Department,
No.119, Uthamar Gandhi Road,
Nungambakkam,
Chennai-600 034.

8.The Executive Officer,
Arulmighu Sivakasi Sri Viswanathaswamy Koil,
Sivan Sannathi,
Sivakasi-626 123.

.. Respondents

(*Respondents 7 and 8 are impleaded vide order dated 15.12.2023 in W.M.P(MD).No.25832 of 2023 in W.P(MD).No.29593 of 2023 *)

Prayer: Writ Petition filed under Article 226 of the Constitution of India seeking issuance of a Writ of Mandamus, directing the respondents 1 to 4 to initiate appropriate action as against the respondents 5 and 6 for their lapses and misdeeds committed by them in the said Temple.

For Petitioner : Mr.V.R.Shanmuganathan
For Respondents : Mr.P.Subbaraj
Special Government Pleader
for R1 to R4 and R7
Mr.Velavados for R8

ORDER

The petitioner, who is a devotee of Arulmigu Kasi Viswanathar and Visalakshi Amman at Sivakasi, has filed this Writ Petition to direct the



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respondents 1 to 4 to take appropriate action as against the respondents 5 and 6 that they have not performed the poojas to the deity properly.

2. The learned Special Government Pleader appearing for the respondents 1 to 4 submits that the Temple is under renovation and the respondents are intending to perform Kumbhabhishekam in the Tamil month of Thai. For performing Kumbhabhishekam, Balalayam was made on 24.04.2023 and the deity was taken and is kept in a separate room where poojas are performed. The allegation made by the petitioner that the poojas are not performed, is not correct.

3. The learned counsel appearing for the petitioner submits that there is a difference between normal Balalayam and Salanam Balalayam. The deity has not been taken and normal Balalayam alone was performed, however, Salanam Balalayam has not been taken place. According to the learned counsel, the respondents have not performed poojas properly to the deity and therefore, necessary action has to be taken to resume the poojas.



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4. The eighth respondent, namely, the Executive Officer of Arulmighu Sivakasi Sri Viswanathaswamy Koil, who is present before this Court, confirms that the poojas are performed to the deity properly and Balalayam was also performed.

5. In view of the submission made by the eighth respondent, this Court is not inclined to pass any orders in this Writ Petition. However, the eighth respondent shall ensure that the poojas to the deity are performed in a proper manner without any default till Kumbhabhishekam is performed and also verify the procedure in doing Balalayam.

6. Accordingly, this Writ Petition is disposed of. There shall be no order as to costs.

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