

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 14.10.2015

Coram

The Hon'ble **Mr.Sanjay Kishan Kaul, Chief Justice**

and

The Hon'ble **Mr.Justice T.S.Sivagnanam**

Contempt Petition No.2386 of 2015

in W.P.No.17566 of 2015

Dr.Kumari Anandan

.. Petitioner/Petitioner

Versus

Gnanadesikan,

Chief Secretary,

State of Tamil Nadu,

Fort St.George, Chennai-9.

.. Respondent/respondent.

Petitions filed under Sections 10 and 12 of the Contempt of Courts Act, 70/71 to punish the respondents for having committed contempt of Court for disobeying the order dated 19.06.2015 made in W.P.No.17566 of 2015.

For Petitioner : Mr.R.Gandhi

Senior Counsel for Mr. R.G.Narendhiran

For Respondents : Mr. A.L.Somayaji - Advocate General

assisted by

Mr.STS.Murthi - Government Pleader

Mr.V.R.Kamalanathan AGP

ORDER

(Order of the Court was made by The Hon'ble The Chief Justice)

The Chief Secretary has filed an affidavit on account of non-compliance of our order dated 19.06.2015.

2. The matter pertains to the land donated by Thiru Subramaniya Siva to fulfil his dream of making temple for ''Bharatha Matha''. Despite repeated representations, there had been no response from the authorities. In fact, the say of the petitioner was that either the Government may construct the temple or the residents of the area are willing to contribute for such construction. We asked the matter to be dealt with within a period of two months from the date of communication of the order, which time period is long past.

3. The affidavit now filed reveals information was sought from local authorities and three months more time is required, as it involves a policy decision. Learned Advocate General also expresses some apprehension that this should not give rise to any divisive agenda. We are of view that there can be no divisive agenda in respect of construction of a temple in the name of ''Bharatha Matha'' as it is not obeisance to any deity - it has no religious overtures. If the Government is short of money, the residents are even willing to contribute for construction of the temple!

4. However, in view of the prayer made, we grant time till 30th November, 2015 to take appropriate decision in the matter by the authorities concerned in compliance of our order dated 19.06.2015.

5. The contempt proceedings accordingly stand closed.

ksr

SD/-
DEPUTY REGISTRAR (CLAA)

//Certified to be true copy//

Dated at Madras this the day of 2015.

COURT OFFICER(O.S.)

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SS/CO/04/11/2015

One CC to The Government Pleader, Sr.No.13234

One CC to Mr.R.G.Narendhiran, Advocate, Sr.No.13205

To

The Chief Secretary
State of Tamil Nadu,
Fort St.George,
Chennai-9.