

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.01.2016

CORAM

THE HON'BLE MR. JUSTICE M.M.SUNDRESH

W.P.No.29001 of 2015
and M.P.No.1 of 2015

Selvarasu

.. Petitioner

Vs.

1. The District Collector,
District Collectorate Office,
Cuddalore District,

2. The Thasildar, Taluk Office,
Virudhachalam

3. The Divisional Engineer,
Highways Department,
Cuddalore, Cuddalore District,

4. The Assistant Divisional Engineer,
Highways Department,
Virudhachalam
Cuddalore District.

... Respondents

Prayer: Petition filed under Article 226 of The Constitution of India praying to issue a writ of mandamus forbearing the respondents 1 to 4 for demolishing and removing Sri Arulmigu Dhroupathiamman temple which is located at old S.No.101/1, New S.No.178/9 Natham of K. Thozhur village, Virudhachalam Taluk, Cuddalore District without due process of law.

For Petitioner .. Mr.P.R.Thiruneelakandan

For Respondents .. Mrs.P.Rajalakshmi, Govt. Advocate
for RR.1 to 4

ORDER

This writ petition has been filed by the petitioner seeking writ of mandamus forbearing the respondents 1 to 4 for demolishing and removing Sri Arulmigu Dhroupathiamman temple which is located at old S.No.101/1, New S.No.178/9 Natham of K.

Thozhur village, Virudhachalam Taluk, Cuddalore District without due process of law.

2. In the counter affidavit filed by the 3rd respondent, it has been stated that the above said temple is located at 9/10 in Ka.Thozhur village on the left side of the road.

3. If the 3rd respondent is of the view that the said temple is situated on the public road and there is necessity to widen the road, then they have to follow the procedure before proceeding to take appropriate action.

4. With the above said observation, the writ petition is disposed of. No costs. Consequently, the connected miscellaneous petition is closed.

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Assistant Registrar

//True copy//

Sub Assistant Registrar

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To

1. The District Collector,
District Collectorate Office,
Cuddalore District,
2. The Thasildar,
Taluk Office,
Virudhachalam
3. The Divisional Engineer,
Highways Department,
Cuddalore,
Cuddalore District,
4. The Assistant Divisional Engineer,
Highways Department,
Virudhachalam, Cuddalore District.

+1 C.C.to Government Pleader Sr.No.4533.

+1 C.C.to Mr.P.R.Thiruneelakanan, Advocate Sr.No.4379.

**W.P.No.29001 of 2015
and M.P.No.1 of 2015**

SAI (CO)
SM 08/02/2016