

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE : 10.03.2017

CORAM

THE HONOURABLE MR. HULUVADI G.RAMESH, ACTING CHIEF JUSTICE
AND
THE HONOURABLE MR. JUSTICE M.SUNDAR

W.P. NO.5301 OF 2017

C.M.Sivababu

.. Petitioner

- Vs -

1. The State of Tamil Nadu
rep. By its Secretary to State
Dept. of Hindu Religious &
Charitable Endowments
Fort St. George Chennai-9.
2. The Commissioner
Dept. of Hindu Religious &
Charitable Endowments
No.119, Uttamar Gandhi Salai
Nungambakkam, Chennai 600 034.
3. The Joint Commissioner
Dept. of Hindu Religious &
Charitable Endowments
Villupuram.
4. The Executive Officer
Arulmigu Atulya Nadheswarar Temple
Arakandanallur
Thirukovilur Taluk
Villupuram District.

.. Respondents

Writ petition filed under Article 226 of the Constitution of India praying this Court to issue a writ of mandamus directing the respondents herein to consider the petitioner's representation dated 23.1.2017 to maintain the Arulmigu Atulya Nadheswarar Temple, Arakandanallur, Thirukovilur Taluk, Villupuram District in a proper manner by periodical inspection of the said temple to monitor and protect the said temple and its appurtenances from illegal elements and restore the same to its perfect condition.

For Petitioner : Mr. J.Ashok
For Respondents : Mr. M.Maharaja, Spl. GP

ORDER

(DELIVERED BY THE HON'BLE THE ACTING CHIEF JUSTICE)

This petition has been filed for a direction on the respondents to maintain the Arulmigu Atulya Nadheswarar Temple, Arakandanallur, Thirukovilur Taluk, Villupuram District in a proper manner by periodical inspection of the said temple to monitor and protect the said temple and its appurtenances from illegal elements and restore the same to its perfect condition.

2. The petitioner, the President of Tamil Desiya Makkal Katchi and a strong believer of Hindu faith claims that the above temple is very famous temple and is a standing example of architectural excellence. It is the allegation that the said temple is not being properly maintained and many illegal activities are carried on within and adjacent to the precincts of the temple. In this regard, the petitioner has sent a representation on 23.1.2017, which has not been considered by the respondent authorities till date. Aggrieved due to the above inaction, the present writ petition has been preferred.

3. Heard the learned counsel appearing for the petitioner and the learned Special Government Pleader appearing for the respondents.

4. It is the submission of the learned Special Government Pleader that the matter is under consideration of the authorities as the maintenance of the temple as well as the place in and around the temple requires lot of funds, which is under consideration of the Government. In such view of the matter, this Court is of the opinion that no further order needs to be passed as the matter is under the active consideration of the authorities. However, it is open to the petitioner to extend the necessary funds as donation for the maintenance of the temple, in which case, the authorities concerned shall take necessary steps to maintain the temple from the funds provided by the petitioner.

5. This writ petition is disposed of with the aforesaid observation and direction. However, in the circumstances of the case, there shall be no order as to costs.

s/d-

Assistant Registrar(CS VII)

True Copy

Sub-Assistant Registrar

To

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+1 CC to Mr. Ashok Advocate sr 15255
+1 CC to Govt. Pleader sr 15894

W.P. NO.5301 OF 2017

MG (CO)
sp/21/3

सत्यमेव जयते

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