



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.08.2017

CORAM:

**THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN
and
THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN**

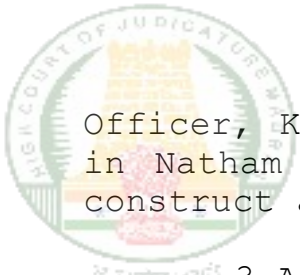
**W.P(MD)No.3979 of 2017
and
W.M.P. (MD) .No.3163 of 2017**

Daniel A.Dhanapal

.. Petitioner

Vs.

1. The Collector,
I Floor,
Collector Office,
Karur-639 007.
2. The Superintendent of Police,
District Police Office,
Thanthonimalai,
Karur-05.
3. The Deputy Superintendent of Police,
DSP Police Office,
Karur Erode Road,
Karur-639 002.
4. The Revenue Divisional Officer,
Revenue Divisional Office,
LIC Building (Opposite)
Church Corner Road,
Karur-639 001.
5. The Assistant Divisional Engineer,
Highways Department,
Church Corner Road,
Near LIC Building,
Karur-639 001.
6. The Tahsildar,
Tahsildar Office,
Jawahar Bazar Road,
Karur.



Officer, Karur indicates that the petitioner constructed a Church in Natham land bearing Survey No.387/23. There is an attempt to construct a Vinayakar Temple by the respondents 10 to 12.

3. According to the Revenue Divisional Officer, Karur, the petitioner opposed the construction of Vinayakar Temple near the Church and that was the reason for the dispute among the parties.

4. The writ petition involves disputed question of fact as to whether the petitioner constructed a Church in Natham Poramboke bearing Survey No.387/23, which is meant for construction of residential building alone. The Revenue Divisional Officer has taken up a contention that even if there is a patta obtained by the petitioner, it is not possible to construct a Church on a Natham Poramboke land.

5. Such being the factual position, we do not find any ground to issue a Mandamus as prayed for by the petitioner.

6. The writ petition is dismissed. No costs. Consequently, the connected miscellaneous petition is closed.

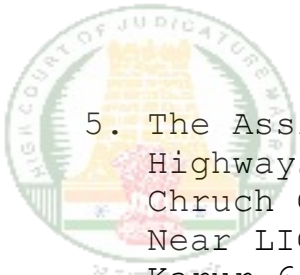
Sd/-
Assistant Registrar(Co)

/True copy/

Sub Assistant Registrar

To

1. The Collector,
I Floor,
Collector Office,
Karur-639 007.
2. The Superintendent of Police,
District Police Office,
Thanthonimalai,
Karur-05.
3. The Deputy Superintendent of Police,
DSP Police Office,
Karur Erode Road,
Karur-639 002.
4. The Revenue Divisional Officer,
Revenue Divisional Office,
Is. EC Court Building (Opposite)
Church Corner Road,
Karur-639 001.



5. The Assistant Divisional Engineer,
Highways Department,
Church Corner Road,
Near LIC Building,
Karur-639 001.

6. The Tahsildar,
Tahsildar Office,
Jawahar Bazar Road,
Karur.

7. The Inspector of Police,
639, Pasupathipalalyam,
(Near Mohan Hospital)
Karur 639 002.

8. The Village Administrative Officer,
Thirumanilayoor Agraharam,
Karur-639 003.

9. The Village Administrative Officer,
Thoranakkalpatti Village Administrative Office,
Thoranakkalpatti,
Reyanoor,
Karur-639 003.

+1cc to Mr.D.Anbarasu, Advocate in SR.No.73407

+1cc to The Special Government Pleader in SR.No.73898

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AE/SV MMS/SAR3/11.09.2017/4P/12C

ORDER MADE IN
W.P(MD)No.3979 of 2017
and
W.M.P. (MD) .No.3163 of 2017
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