

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.03.2020

CORAM

THE HON'BLE MR. JUSTICE K.RAVICHANDRABAABU

W.P.No.16041 of 2018
and
W.M.P.No.19061 of 2018

S.Thiyagarajan

...Petitioner

vs.

1.The District Collector and Special Officer
Sri Dharbaraneswar Swami Devasthanam
Thirunallar - 609 607
Karaikal District
Puducherry State.

2.The Executive Officer
Sri Dharbaraneswar Swami Devasthanam
Thirunallar - 609 607
Karaikal District
Puducherry State.

3.The Superintendent
Sri Dharbaraneswar Swami Devasthanam
Thirunallar - 609 607
Karaikal District
Puducherry State.

4.Syrab
Sri Dharbaraneswar Swami Devasthanam
Thirunallar - 609 607
Karaikal District
Puducherry State.

...Respondents

Writ Petitions filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to take action on the petitioner's representation dated 11.05.2018 made for conducting Kumbhabhishekam for the Temples namely, Sri Ayyannar, Sri Pidari Amman and Sri Mariamman, situated in the Tirunallar Village, Karaikkal

District, Puducherry State by the Karavazhis and Sthanigars within a time frame.

For Petitioner : Mr.R.Kamaraj
For Respondents : Ms.N.Mala
Additional Government Pleader(P)
for R1 to R3

O R D E R

This writ petition is filed seeking for mandamus directing the respondents to take action on the petitioner's representation dated 11.05.2018, wherein and whereby, he sought for conducting Kumbhabhishekam in the Temples namely, Sri Ayyannar, Sri Pidari Amman and Sri Mariamman, situated in the Tirunallar Village, Karaikkal District, Puducherry State by the Karavazhis and Sthanigars.

2. Heard the learned counsel for the petitioner and the learned Additional Government Pleader for the respondents 1 to 3.

3. Perusal of the said representation would show that the petitioner seeks to establish certain rights on the persons called Karavazhis and Sthanigars over the subject matter Temple in conducting Kumbhabhishekam. According to the petitioner, such Kumbhabhishekam has to be conducted only by those persons having such rights and not by the Temple Administration or the State Administration having control over the Temple.

4. I do not think that the petitioner is entitled to seek such relief by way of making representation before the authorities. If at all the petitioner has any right, as claimed by him, it is for him to work out such right before the competent Civil Court by filing appropriate suit. Without doing so, making representation and seeking for its disposal, is not proper course of action. Accordingly, this Writ Petition is dismissed as not maintainable, without expressing any view on the merits of the claim made by the respective parties. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

mk

To

1.The District Collector Special Officer,
Sri Dharbareswar Swami Devasthanam,
Thirunallur - 609607,
Karikal District,
Puducherry State.

2.The Executive Officer,
Sri Dharbareswar Swami Devasthanam,
Thirunallur - 609607,
Karikal District,
Puducherry State.

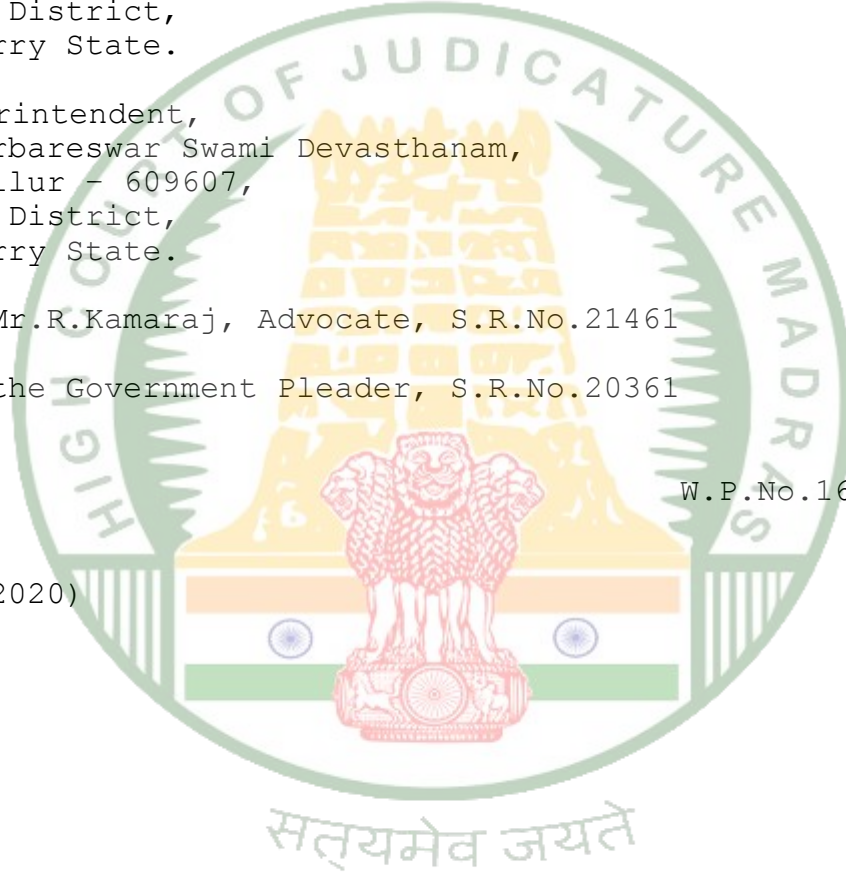
3.The Superintendent,
Sri Dharbareswar Swami Devasthanam,
Thirunallur - 609607,
Karikal District,
Puducherry State.

+1 cc to Mr.R.Kamaraj, Advocate, S.R.No.21461

+1 cc to the Government Pleader, S.R.No.20361

W.P.No.16041 of 2018

SSP(CO)
RN(19/05/2020)



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