



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 24.03.2021

CORAM

THE HONOURABLE MR.JUSTICE V.PARTHIBAN

W.P(MD) No.6590 of 2021 and
WMP(MD) No.5108 of 2021

Periyasamy,
President,
Sivanandhapuram Street Saliyar Uravinmurai,
Thirunagaram,
Aruppukkottai,
Virudhunagar District.

.. Petitioner

Vs

1.The District Collector,
Virudhunagar,
Virudhunagar District.

2.The Thasildar,
Taluk Office,
Aruppukkottai,
Virudhunagar District.

3.The Inspector of Police,
Aruppukkottai,
Virudhunagar District.

4.P.Shanmuga Ganapathy,
Aruppukkottai, Puliampatti, Thirunagaram - Saliyar Mahajan
Paribalana Sabai,
22, Sivan Vinayagar Kovil Street,
Puliampatti,
Aruppukkottai,
Virudhunagar District.

.. Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the second respondent not to interfere in the administration, maintenance and also everyday poojas of the Kethu Amsa Sithi Vinayagar Kovil situated at Survey No.33 & 35, Sivanandhapuram Street, Thirunagaram, Aruppukkottai, Virudhunagar District, done by the street people of Sivanandhapuram Street, Thirunagaram, Aruppukkottai, Virudhunagar District.



For Petitioner : Mr.R.Murugappan
For Respondents : Mr.M.Thilagar,
Government Advocate

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ORDER

The petitioner claims himself to be a President of Sivanandhapuram Street Saliyar Uravinmurai and according to him, Kethu Amsa Sithi Vinayagar Temple, situated in Survey Nos.33 & 35, was constructed in the street, where the petitioner is residing, has been administered and maintained by the local residents of the street and everyday poojas and rituals have been performed by them.

2.According to the petitioner, the fourth respondent has instigated the respondents 2 & 3 and the second respondent is interfering with the administration, maintenance of the day-to-day affairs of the temple. Therefore, the petitioner is before this Court, seeking to restrain the second respondent from interfering with the administration of the temple.

3.Heard the learned counsel on either side.

4. This Court is unable to appreciate as to what is the right of the petitioner for maintaining and administering the temple in the first place. What is his *locus standi* to claim exclusive right etc., is not explained at all in the affidavit. The entire affidavit seems to be bereft of basic details as to the right of the petitioner against the fourth respondent. The claim and averments made in the affidavit are bald and sketchy, based on which, a Mandamus cannot be issued by this Court. Even otherwise, the petitioner has not explained in his affidavit as to what is the nature of the interference the petitioner has been facing from the second respondent. In fact, this Court also finds that the subject Sangam is not registered and whether it can maintain this Writ Petition at all?

5.In view of the above, this Writ Petition stands dismissed. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd
ASSISTANT REGISTRAR (P AND A)

TRUE COPY

/5/2021
SUB ASSISTANT REGISTRAR (CS)

vrn



To

1.The District Collector,
Virudhunagar,
Virudhunagar District.

2.The Thasildar,
Taluk Office,
Aruppukkottai,
Virudhunagar District.

3.The Inspector of Police,
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1CC TO THE SPL GOVT PLEADER SR 13625

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