



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **31.03.2021**

CORAM:

**THE HONOURABLE MR.JUSTICE M.M.SUNDRESH**

**AND**

**THE HONOURABLE MRS.JUSTICE S.ANANTHI**

**W.P. (MD)No.25605 of 2019**

(Through Video Conferencing)

Hindu Dharma Parishad

Rep. by K.K.Ramesh

Managing Trustee

: Petitioner

Vs.

1.The Union of India

Rep. by its Home Secretary

Ministry of Home Affairs,

North Block,

New Delhi

2.The Union of India,

Rep. by Secretary

Ministry of Law and Justice,

Union Secretariat, New Delhi.

3.The State of Tamilnadu

Rep, by its Chief Secretary

Secretariat,

Chennai

4.The State of Tamilnadu

Rep. by its Home Secretary

Home Department,

Secretariat, Chennai.

5.The State of Tamilnadu

Rep. by its Principal Secretary

Law Department

Secretariat,

Chennai.

6.The State of Tamilnadu

Rep. by Secretary

Tamilnadu Legislative Assembly

Secretariat, Chennai.

: Respondents

**PRAYER:** Petition is filed under Article 226 of the Constitution of India praying for the issue of a Writ of Mandamus to direct the respondents to establish a Board to make surveillance and monitor the Christian Missionaries Activities. Then only peace and unity and sovereignty of our nation will be protected by considering the petitioner's representation dated 07.11.2019.



For Petitioner : Mr.R.Kannan  
For Respondents : Mr.K.P.Krishnadoss for R3 to R6  
Special Government Pleader.  
Mr.SM.Sampathkumar for R1&R2

WEB COPY

**ORDER**

**(Order of the Court was made by M.M.SUNDRESH, J.)**

The petitioner has come forward to file this Public Interest Litigation seeking a direction to the respondent to establish a Board to make surveillance and monitor the Christian Missionaries Activities in pursuant to the representation made.

2. The prayer as sought for cannot be granted, as it is not for the Court to issue appropriate orders in this regard, since it lies within the jurisdiction of the State. However, the learned Special Government Pleader produced a copy of the Act 56 of 2002, which provides for prohibition of conversion from one religion to another by the use of force or allurement or by fraudulent means and for matters incidental thereto.

3. We can only hope and trust that the official respondents would give effect to the provision of the Act in letter and spirit. For the aforesaid purpose, the official respondents may make adequate Rules, as indicated in Section 7 of the Act 56/2002. We expect the District Magistrate to act in accordance with the said Act as and when compliance are received. The writ petition stands disposed of accordingly. No costs.

Sd/-

Assistant Registrar (AD-II)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

RR

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.



To

- 1.The Home Secretary  
Ministry of Home Affairs,  
North Block,  
New Delhi
- 2.The Secretary  
Ministry of Law and Justice,  
Union Secretariat, New Delhi.
- 3.The Home Secretary  
Home department  
Secretariat,  
Chennai
- 4.The Principal Secretary  
Law Department  
Secretariat, Chennai.
- 5.The Chief Secretary  
Secretariat  
Chennai.
- 6.The Secretary  
Tamilnadu Legislative Assembly  
Secretariat, Chennai.

+1 CC to M/s.SPL GP ( SR-15003[F] dated 01/04/2021 )

+1 CC to M/s.R.KANNAN, Advocate ( SR-14981[F] dated 01/04/2021 )

Order made in  
**W.P. (MD)No.25605 of 2019**  
Dated: 31.03.2021

RK (30.04.2021) 3P 9C