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W.P.No.26013 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.09.2022

CORAM :
THE HONOURABLE MR. JUSTICE M.DHANDAPANI

Writ Petition No.26013 of 2022
and W.M.P.No.25102 of 2022

Arulmigu Pillaiyar Deity and Temple,
Rep. by its Hereditary Trustee, Jegannathan
Kaikalathur Village,
Veppanthattai Taluk, Perambalur District.

... Petitioner

Vs.

1.The District Collector,
Perambalur District,
Perambalur – 621 212.

2.The Revenue Divisional Officer,
Perambalur – 621 212.

3.The Tahsildar,
Veppanthattai Taluk,
Perambalur District – 621 103.

4.The Deputy Commissioner,
Hindu Religious and Charitable Endowments Department,
Tiruchirapalli.

5.The Village Administrative Officer,
Kaikalathur (East) Village,
Veppanthattai Taluk, Perambalur District – 621 117. ... Respondent



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PRAYER: Writ Petition filed under Article 226 of Constitution of India for issuance of a Writ of Mandamus, forbearing the respondents from taking any part/portion of the land belonging to the petitioner in S.F.No.394 as per UDR S.F.No.25 for 1-78-50 Hectares in Kaikalathur (East Village, Veppanthattai Sub-Registration District, Perambalur Registration District, by considering the representation of the petitioner dated 07.09.2022.

For Petitioner : M/s.C.S.Associates

For Respondents 1 to 3 & 5 : Mr.U.Bharanidharan,
Additional Government Pleader

For Respondent 4 : Mr.K.Karthikeyan,
Government Advocate
(H.R & C.E)

ORDER

The petitioner has filed this petition for issuance of Writ of Mandamus, forbearing the respondents from taking any part/portion of the land belonging to the petitioner in S.F.No.394 as per UDR S.F.No.25 for 1-78-50 Hectares in Kaikalathur (East Village, Veppanthattai Sub-Registration District, Perambalur Registration District, by considering the representation of the petitioner dated 07.09.2022.

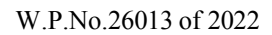


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2. The case of the petitioner is that the petitioner is the one of the trustees of the aforesaid temple and the said temple is situated in Kaikalathur (East) Village, Veppanthattai Sub-Registration District, Perambalur Registration District comprised in 4 Acres & 41 Cents in S.F.No.394 as per UDR S.F.No.25 for 1-78-50. The temple has contains tamarind tree, palm tree, well and Nandhavanam. This being the case, the respondents 1 to 3 attempted to make interference in the aforesaid property and illegally claiming that the said property is a Poramboke land by making fraudulent entries in the revenue records. Under these circumstances, the respondents attempted to demolish the aforesaid temple under the guise of constructing a Government Hospital/Primary Health Center in the said place. Thereafter, the petitioner made a representation dated 07.09.2022 before the respondents not to allow anybody to construct any sort of building in the land belonging to the temple, however, till date, no order was passed. Hence, this writ petition.

3. Learned counsel for the petitioner submitted that this Court may direct the respondents to consider the petitioner's representation dated



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M.DHANDAPANI,J.

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