



W.P(MD)No.19064 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.08.2022

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CORAM :

THE HONOURABLE MR.JUSTICE V.SIVAGNANAM

W.P(MD)No.19064 of 2022
and WMP(MD) No.13924 of 2022

Veeraiah

...Petitioner

Vs.

1. The District Collector
Virudhunagar District
Virudhunagar
2. The Superintendent of Police
Virudhunagar District
Virudhunagar
3. The Revenue Divisional Officer
Aruppukottai Revenue Division
Virudhunagar District
4. The Tahsildhar
Thiruchuli Taluk
Virudhunagar District
5. The Deputy Superintendent of Police
Thiruchuli Sub Division
Virudhunagar District
6. The Inspector of Police
Thiruchuli Police Station
Virudhunagar District
7. B.Seeni Naicker

...Respondents



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PRAAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the respondents 1 to 6 herein to pass appropriate order to allow the petitioner to worship and participate as per the rituals and customary practice in the village festival, yet to be conducted on 19.08.2022 to 20.08.2022 at the Sri Rajakaliamman Kovil situated at Valayapatti, Thiruchuli Taluk, Virudhunagar District and subsequently take action against the 7th respondent for his illegal act of excommunication against the petitioner and his family members, by considering the petitioners representation dated 11.08.2022

For Petitioner : Mr.T.Veerakumar

For Respondents : Mr.M.Sakthi Kumar

No.1 to 6 Government Advocate (Crl.side)

ORDER

This Writ Petition has been filed seeking a direction to direct the respondents 1 to 6 herein to pass appropriate order to allow the petitioner to worship and participate as per the rituals and customary practice in the village festival, yet to be conducted on 19.08.2022 to 20.08.2022 at the Sri Rajakaliamman Kovil situated at Valayapatti, Thiruchuli Taluk, Virudhunagar District and subsequently take action against the 7th respondent for his illegal act of excommunication against the petitioner



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and his family members, by considering the petitioners representation
dated 11.08.2022

2. Mr.M.Sakthi Kumar, learned Government Advocate (Criminal Side) takes notice for the respondents 1 to 6. By consent, this writ petition is taken up for final disposal at the admission stage itself.

3. The learned counsel appearing for the seventh respondent would submit that the petitioner is claiming poojari right which is objected by the seventh respondent, but he has no objection to worship in the temple.

4. Recording the same, the petitioner is only permitted to worship in the temple with his family members on 19.08.2022 and 20.08.2022 at Sri Rajakaliamman Kovil situated at Valayapatti, Thiruchuli Taluk, Virudhunagar District. Further, if the petitioner is still having any grievance he is at liberty to approach the civil Court and establish his right. Further the petitioner is directed to co-operate with the other village people in conducting the temple festival peacefully. The seventh respondent is directed to consider the subscription given by the petitioner.



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5. With the above direction, this Writ Petition stands disposed of.

No Costs. Consequently connected miscellaneous petition is closed.

18.08.2022

Index :Yes/No

Interne: Yes/No

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Note: Issue order copy on 18.08.2022

To

1. The District Collector
Virudhunagar District
Virudhunagar
2. The Superintendent of Police
Virudhunagar District
Virudhunagar
3. The Revenue Divisional Officer
Aruppukottai Revenue Division
Virudhunagar District
4. The Tahsildhar
Thiruchuli Taluk
Virudhunagar District
5. The Deputy Superintendent of Police
Thiruchuli Sub Division
Virudhunagar District



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6. The Inspector of Police
Thiruchuli Police Station
Virudhunagar District

7. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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V.SIVAGNANAM, J.

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18.08.2022