



W.P.(MD)No.6756 of 2014

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :19.12.2022

CORAM

THE HONOURABLE MR.JUSTICE K. KUMARESH BABU

W.P.(MD)No.6756 of 2014

and

M.P.(MD).No.1 of 2014

K.Anthony Muthu

... Petitioner

Vs.

1.The District Collector,
Kanyakumari District,
Nagercoil.

2.The Revenue Divisional Officer,
Nagercoil.

3.The Superintendent of Police,
Kanyakumari District,
Nagercoil.

4.The Inspector of Police,
Nesamony Nagar Police Station,
Nagercoil.

5.The Bishop,
Kottar R.C. Diocese,
Asaripallam Road,
Nagercoil

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India
praying for issuance of Writ of Mandamus, directing the respondents 1 to 4



W.P.(MD)No.6756 of 2014

to give necessary protection enabling the petitioner to arrange catholic priests to perform the religious and spiritual services in the Holy Family Church Carmel Nagra, Nagercoil without any hindrance from 5th respondent and his subordinate4s including the parish priest.

For Petitioner :Mr.V.Jeyapragash
For Respondents :Ms.D.Farjana Ghowsia
Special Government Pleader for R1 & R2
:Mr.M.S.Sethuraman
Additional Public Prosecutor for R3 & R4
:Mr.S.Meenakshi Sundaram for R5

ORDER

This writ petition has been filed seeking for a mandamus directing the respondents 1 to 4 to give necessary protection enabling the petitioner to arrange catholic priests to perform the religious and spiritual services in the Holy Family Church Carmel Nagra, Nagercoil without any hindrance from 5th respondent and his subordinate4s including the parish priest.

2.The learned counsel for the petitioner had filed a memo stating that in spite of him, he had sent a registered post seeking instructions from the petitioner and till date he had not replied back and hence, he had filed a memo reporting no instructions. The same is recorded.



W.P.(MD)No.6756 of 2014

WEB COPY

3.The dispute in the writ petition cannot be adjudicate upon under Article 226 of Constitution of India. If the petitioner is entitled to any right, it is a civil right, for which, he can approach the appropriate civil Court . Hence, the writ petition is dismissed. No costs. Consequently, connected miscellaneous petition is closed.

19.12.2022

Index : Yes / No
Speaking Order/Non Speaking Order
sbm



W.P.(MD)No.6756 of 2014

To
WEB COPY

- 1.The District Collector,
Kanyakumari District,
Nagercoil.
- 2.The Revenue Divisional Officer,
Nagercoil.
- 3.The Superintendent of Police,
Kanyakumari District,
Nagercoil.
- 4.The Inspector of Police,
Nesamony Nagar Police Station,
Nagercoil.
- 5.The Bishop,
Kottar R.C. Diocese,
Asaripallam Road,
Nagercoil



WEB COPY



W.P.(MD)No.6756 of 2014

K.KUMARESH BABU, J.

sbn

W.P.(MD)No.6756 of 2014
and
M.P.(MD).No.1 of 2014

19.12.2022