



WP (MD) No.8888 of 2017

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 04.07.2022

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THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

Writ Petition (MD) No.8888 of 2017
and
W.M.P.(MD)Nos.6801 and 6802 of 2017

S.Narayanasamy

.. Petitioner

Versus

- 1.The Commissioner,
Hindu Religious and Charitable
Endowments Department,
Chennai - 34.
- 2.The Assistant Commissioner,
Hindu Religious and Charitable
Endowments Department,
Pudukottai.
- 3.The Fit Person,
Mariamman @ Selliamman Temple,
Sundampatti Village,
Gandarvakottai Taluk,
Pudukottai District.
- 4.The Tahsildar,
Gandarvakottai Taluk,
Gandarvakottai,
Pudukottai District.
- 5.The Inspector of Police,
Gandarvakottai Police Station,
Gandarvakottai,
Pudukottai District.

6.V.Saravanan

.. Respondents



WP (MD) No.8888 of 2017

Prayer :- Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorarified Mandamus, to call for the records of the impugned order of the fourth respondent, dated 06.05.2017, quash the same as illegal and consequently, permit the petitioner and the Villagers to conduct the Chithirai festival of Mariamman @ Selliamman Temple, situated at Sundampatti Village, Gandarvakottai Taluk, Pudukottai District.

For Petitioner	:	Mr.R.R.Kannan
For R1, R2, R4 & R5	:	Mr.P.T.Thiraviam Government Advocate
For R3	:	Mr.G.Madhavan
For R6	:	Mr.D.Parisuthanathan

ORDER

The petitioner has filed this Writ Petition seeking to quash the restrictive order passed by the fourth respondent / Tahsildar, restraining the Villagers from conducting the Temple festival on 06.05.2017.

2.The learned Government Advocate appearing for the respondents 1, 2, 4 and 5 submitted that with regard to conduct of Sri Selli Amman @ Sri Mariamman Temple festival from 10.05.2022 to 23.05.2022, the petitioner has made a representation, for which, the sixth respondent objected the same.

Hence, a peace committee meeting was held before the fourth respondent

<https://www.mhc.tripura.gov.in/dis> herein on 09.05.2022 at 03.30 p.m., in which, more than 65 persons



WP (MD) No.8888 of 2017

participated, including the rival group led by the sixth respondent. The learned Government Advocate has also produced a report of the fourth respondent/Tahsildar, dated 09.05.2022, which shows that in the years 2018 and 2019, the Temple festival was conducted. In the years 2020 and 2021, due to Covid-19 Pandemic, the festival could not be conducted. Further, finding that there is a rivalry between the petitioner and the sixth respondent, it was resolved in the peace committee meeting that the Temple festival for the year 2022 would be conducted by one Karunanithi, S/o.Saminathan.

3.Now, the Temple festival has been conducted regularly in a peaceful manner and the only obstacle is pendency of W.P.(MD)Nos.2435 of 2015 and 12586 of 2018. In view of the order passed by this Court, today [04.07.2022] in the above two Writ Petitions, advising the parties to work out their remedies in the manner known to law, since the Executive Officer has already been appointed and under the guidance of the Executive Officer, the entire Village people can participate in the Temple festival. The Executive Officer as well as the Revenue Officials taking note of the law and order situation, can seek appropriate police protection for peaceful conduct of the Temple festival.



WP (MD) No.8888 of 2017

4. With the above direction, this Writ Petition is disposed of. No costs.

Consequently, connected Miscellaneous Petitions are closed.

04.07.2022

Index : Yes/No
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WP (MD) No.8888 of 2017

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WP (MD) No.8888 of 2017

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