



W.A.No.1385 of 2023

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.07.2023

CORAM

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE
AND
THE HON'BLE MR.JUSTICE P.D.AUDIKESAVALU

W.A.No.1385 of 2023

C.M.Sivababu

Vs.

.. Appellant

1. The Chief Secretary
State of Tamil Nadu
Fort St. George, Chennai 600 009.
2. The State of Tamil Nadu
Rep. by the Additional Chief Secretary
to Government
Revenue and Disaster Management Department
Fort St. George, Chennai 600 009.
3. The Principal Secretary to Government
Tourism, Culture and Religious
Endowment Department
Fort St. George, Chennai 600 009.
4. The Commissioner
Hindu Religious and Charitable
Endowments Department
No.119, Nungambakkam High Road
Nungambakkam, Chennai 600 034.



W.A.No.1385 of 2023

WEB COPY

5. The District Collector
Collectorate, Vengikkal
Tiruvannamalai 606 604.
6. The Joint Commissioner
Hindu Religious and Charitable
Endowments Department
Gandhi Nagar
Tiruvannamalai
Tiruvannamalai District.
7. The Assistant Commissioner
Hindu Religious and Charitable
Endowments Department
Thiruvoodal Street
Tiruvannamalai
Tiruvannamalai District.
8. The Tahsildar
Taluk Office
Tiruvannamalai
Tiruvannamalai District.

.. Respondents

Prayer: Appeal filed under Clause 15 of the Letters Patent against the order dated 31.03.2023 made in W.P.No.10181 of 2023.

For the Appellant : Mrs.A.Karthika

For the Respondents : Mr.R.Shunmugasundaram
Advocate General
Assisted by
Mr.NRR.Arun Natarajan
Special Government Pleader &
Ms.A.Shakeena



W.A.No.1385 of 2023

WEB COPY

JUDGMENT
(Delivered by the Hon'ble Chief Justice)

We have heard Mrs.A.Karthika, learned counsel for the appellant and Mr.R.Shunmugasundaram, learned Advocate General, assisted by Mr.NRR.Arun Natarajan, learned Special Government Pleader and Ms.A.Shakeena, learned counsel for the respondents.

2. The appellant assails the order of the learned Single Judge.

3. Learned counsel for the appellant submits that the structure of the Annamalaiyar Temple situated in Tiruvannamalai is a world famous temple. Ammani Amman Madam was constructed opposite to north tower. Before the construction of north tower, the Madam was built by Ammani Amman. The respondents, while removing the encroachments, also demolished a part of the Ammani Amman Madam.

4. Learned Advocate General submits that the encroacher had



W.A.No.1385 of 2023

WEB COPY

illegally constructed a house and the same was demolished. While demolishing it, a part of the Madam was also affected. The respondents are not going to demolish the remaining structure of the Madam. However, they would construct facilities for the pilgrims.

5. In view of the said submission, the apprehension of the appellant stands redressed. The respondents may reconstruct the affected structure to its original position as far as possible.

6. With the aforesaid observations, the writ appeal is disposed of. There will be no order as to costs. Consequently, C.M.P.No.13525 of 2023 is closed.

(S.V.G., CJ.)

(P.D.A., J.)
04.07.2023

Index : Yes/No
Neutral Citation : Yes/No

kpl



W.A.No.1385 of 2023

WEB COPY

To

1. The Chief Secretary
State of Tamil Nadu
Fort St. George, Chennai 600 009.
2. The Additional Chief Secretary to Government
Revenue and Disaster Management Department
Fort St. George, Chennai 600 009.
3. The Principal Secretary to Government
Tourism, Culture and Religious Endowment Department
Fort St. George, Chennai 600 009.
4. The Commissioner
Hindu Religious and Charitable Endowments Department
No.119, Nungambakkam High Road
Nungambakkam, Chennai 600 034.
5. The District Collector
Collectorate, Vengikkal
Tiruvannamalai 606 604.
6. The Joint Commissioner
Hindu Religious and Charitable Endowments Department
Gandhi Nagar
Tiruvannamalai
Tiruvannamalai District.
7. The Assistant Commissioner
Hindu Religious and Charitable Endowments Department
Thiruvoodal Street
Tiruvannamalai, Tiruvannamalai District.
8. The Tahsildar
Taluk Office
Tiruvannamalai, Tiruvannamalai District.



WEB COPY



W.A.No.1385 of 2023

THE HON'BLE CHIEF JUSTICE
AND
P.D.AUDIKESSAVALU, J.

(kpl)

W.A.No.1385 of 2023

04.07.2023