



WP No.23469 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.08.2023

CORAM

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE P.D.AUDIKEVALU

WP No.23469 of 2018

Kaliyan : Petitioner

versus

- 1.The District Collector
Salem District, Salem.
- 2.The District Revenue Officer
Salem District, Salem.
- 3.The Revenue Divisional Officer
Attur, Salem District.
- 4.The Joint Commissioner
Hindu Religious & Charitable Endowment Board,
Salem.
- 5.The Inspector,
Hindu Religious & Charitable Endowment Board
Salem.
- 6.The Executive Officer
Hindu Religious & Charitable Endowment Board
Vellaipillaiyar Temple Campus, Aattur,
Salem District-636 112.



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7.The Tahsildar
Attur Taluk, Salem District.

8.The Block Development Officer
Thalaivasal Union, Salem District.

9.The Inspector of Police,
Thalaivasal Police Station, Salem District.

10.Sakthivel

11.Raju

12.Periyasamy

13.Tamilkannan

14.Nallathambi

15.Arunachalam

16.Annamalai

17.Periyasamy

18.Subramanai

19.Ramakkannu

20.Sakthivel

21.Kanurnanithi

22.Kannan

23.Durai @Paramesh

24.Anastraj

: Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus to call for the records of the impugned order in Na.Ka.No.4992/2017/A5 dated 02.08.2018 passed by the 7th respondent and quash the same and consequently direct the respondents 1 to 9 to ensure that the Pidariamman Karuppaiya Temple land comprising in Survey No.311/1 situated at Unathur Village, Attur Taluk, Salem District into its original status as per the revenue records.

For the Petitioner : Mr.M.G.Ramachandiran

For Respondents 1 to 3, : Mr.P.Muthukumar,
7 to 9 : State Government Pleader,
Assisted by Mr.Karthik Jagannathan,
Government Advocate



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For Respondents 4 & 5 : Mr.Yashwanth, Additional Government Pleader

For 6th respondent : Mr.A.Rajakumar

Respondent No.10 refused notice

For Respondents 11 to 14 : Mr.R.Sankarasubbu

ORDER

(Made by the Hon'ble Chief Justice)

We have heard Mr.M.G.Ramachandiran, learned counsel for the petitioner, Mr.P.Muthukumar, learned State Government Pleader, for respondents 1 to 3 and 7 to 9; Mr.Yashwanth, learned Additional Government Pleader, for respondents 4 and 5, Mr.A.Rajakumar, learned counsel for the sixth respondent, Mr.R.Sankarasubbu, learned counsel for respondents 11 to 14.

2. The order impugned permits both the parties to perform worship subject to the conditions enumerated therein.

3. In case the petitioner's civil rights are violated, it is for him to approach the Civil Court or such other forum, as may be permissible under law, to establish such rights. All contentions of the respective parties are kept open.



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4. With this observation, the writ petition is disposed of. There will be no order as to costs. Consequently, WMP Nos.27385 to 27387 of 2018 are closed.

(S.V.G., CJ.)

(P.D.A., J.)

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Index : Yes/No
Neutral Citation : Yes/No
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