



WEB COPY



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.09.2023

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P.No.26080 of 2023

Mohan @ Mohan Nayakkar

... Petitioner

Vs.

1.The District Collector,
Chengalpattu District,
Chengalpattu.

2.The Superintendent of Police,
Chengalpattu District,
Chengalpattu.

3.The Tahsildar,
Thirukkazhukundram Tahsildar Office,
Thirukkazhukundram,
Chengalpattu District.

4.The Inspector of Police,
Thirukkazhukundram Police Station,
Thirukkazhukundram,
Chengalpattu District.

5.Manickam

6.Sekar

...Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, pleaded to issue a Writ of Mandamus, to direct the 2nd and 4th respondents to take appropriate



action against the 5th and 6th respondents for excommunicating the petitioner family members from the participation of the Arulmigu Sri Selliyanman Temple Annual festival and to take further action to protect the petitioner and their family members right to participate and worship the community deity, Kaappu Kattu [Wear sacred thread in arms] Arulmigu Sri Selliyanman Temple Annual festival scheduled on 06.09.2023 at Vembakkam Village, Anur Post, Thirukkazhukundram Taluk, Chengalpattu District based on the petitioner's representations dated 14.08.2023, 22.08.2023, 31.08.2023.

For Petitioners : Mr.A.Venkatesan

For Respondents : Mr.A.Damodaran
Additional Public Prosecutor for 1 to 4

ORDER

This Writ Petition has been filed to direct the 2nd and 4th respondents to take appropriate action against the 5th and 6th respondents for excommunicating the petitioner family members from the participation of the Arulmigu Sri Selliyanman Temple Annual festival and to take further action to protect the petitioner and their family members right to participate and worship the community deity, Kaappu Kattu [Wear sacred thread in arms] Arulmigu Sri Selliyanman Temple Annual festival scheduled on 06.09.2023 at Vembakkam Village, Anur Post, Thirukkazhukundram Taluk, Chengalpattu District based on the petitioner's representations dated 14.08.2023, 22.08.2023, 31.08.2023.



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2.Learned Additional Public Prosecutor, on instructions, submitted that, based on the complaint given by the petitioner, petition enquiry is pending in C.S.R.No.1764 of 2023 on the file of the respondent Police.

3.The petitioner is directed to co-operate with the Police for enquiry and the respondent Police shall conduct the enquiry keeping in mind the judgment in ***Lalitha Kumari vs. Government of Uttar Pradesh*** reported in ***2013 (6) CTC 353***. On completion of the enquiry, the respondent Police shall take a decision regarding the further course of action. This process shall be completed by the respondent Police within a period of two weeks from the date of receipt of copy of this order.

4.With the above directions, this Writ Petition is closed. No Costs.

05.09.2023

Index : Yes/No
Internet : Yes/No
Speaking/Non-Speaking Order
ssr

Note:Issue Order Copy on 05.09.2023



N.ANAND VENKATESH, J

SSR

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To

- 1.The District Collector,
Chengalpattu District,
Chengalpattu.
- 2.The Superintendent of Police,
Chengalpattu District,
Chengalpattu.
- 3.The Tahsildar,
Thirukkazhukundram Tahsildar Office,
Thirukkazhukundram,
Chengalpattu District.
- 4.The Inspector of Police,
Thirukkazhukundram Police Station,
Thirukkazhukundram,
Chengalpattu District.
- 5.The Public Prosecutor,
High Court, Madras.

W.P.No.26080 of 2023

05.09.2023