



W.P.No.32550 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.11.2023

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.32550 of 2023

T.S.Sankar

..

Petitioner

Vs.

1. The Principal Secretary of Tamil development
& HR & CE, Tamil Nadu.
2. The Commissioner
Hindu Religious and Charitable Endowment Board
Tamil Nadu.
3. The E.O/Joint Commissioner (HR&CE)
Arulmigu Arunachaleshwarar Temple
Tiruvannamalai.
4. The Collector
Tiruvannamalai.
5. The Director
National Monuments Authority
24, Thialk Marg, New Delhi – 1.
6. The Commissioner
Department of Archaeology
Tamil Valarchi Vallagam, Thamizh Salai
Egmore, Chennai – 600 008.



W.P.No.32550 of 2023

WEB COPY

7. The DGP/Director Fire and Rescue Services
No.17, Rukmani Lakshmipathy Road
Egmore, Chennai – 8.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of certiorarified mandamus, calling for the records in G.O.No.336 on the file of the first respondent and quash the same and consequently directing the first respondent to remove the construction put up in front of the East Raja Gopuram at Arulmigu Arunachaleeswarar Temple at Thiruvannamalai.

For the Petitioner : Ms.G.Uma Maheshwari

For the Respondents : Mr.R.Shunmugasundaram
Advocate General
assisted by Mr.N.R.R.Arun Natarajan
Special Government Pleader (HR &
CE)
and Ms.A.G.Shakeena
for R1 to R3

Mr.P.Muthukumar
State Government Pleader
for R4, R6 and R7



W.P.No.32550 of 2023

WEB COPY

ORDER

(Made by the Hon'ble Chief Justice)

Heard Ms.G.Uma Maheswari, learned counsel for the petitioner, Mr.R.Shunmugasundaram, learned Advocate General assisted by Mr.N.R.R.Arun Natarajan, learned Special Government Pleader (HR & CE) and Ms.A.G.Shakeena, learned counsel for respondents 1 to 3 and Mr.P.Muthukumar, learned State Government Pleader for respondents 4, 6 and 7.

2. Learned counsel for the petitioner submits that the Coordinate Bench of this Court had stayed the construction, sought to be commenced under the Government Order impugned in the present writ petition.

3. When the same issue is the subject matter before the Coordinate Bench, it was not necessary for the petitioner to file the present public interest litigation. Even as per the contention of the learned counsel for the petitioner, it is not necessary to entertain the present public interest litigation.



W.P.No.32550 of 2023

WEB COPY

4. Accordingly, the writ petition stands disposed of. There will be no order as to costs. Consequently, W.M.P.Nos.32151 and 32152 of 2023 are closed.

(S.V.G., CJ.)

(D.B.C., J.)

20.11.2023

Index : Yes/No
Neutral Citation : Yes/No

drm



W.P.No.32550 of 2023

WEB COPY

To

1. The Principal Secretary of Tamil development
& HR & CE, Tamil Nadu.
2. The Commissioner
Hindu Religious and Charitable Endowment Board
Tamil Nadu.
3. The E.O/Joint Commissioner (HR&CE)
Arulmigu Arunachaleswarar Temple
Tiruvannamalai.
4. The Collector
Tiruvannamalai.
5. The Director
National Monuments Authority
24, Thialk Marg, New Delhi – 1.
6. The Commissioner
Department of Archaeology
Tamil Valarchi Vallagam, Thamizh Salai
Egmore, Chennai – 600 008.
7. The DGP/Director Fire and Rescue Services
No.17, Rukmani Lakshmipathy Road
Egmore, Chennai – 8.



WEB COPY



W.P.No.32550 of 2023

THE HON'BLE CHIEF JUSTICE
AND
D.BHARATHA CHAKRAVARTHY, J.

(drm)

W.P.No.32550 of 2023

20.11.2023