



W.P.(MD).No.5429 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 27.04.2023

CORAM:

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

W.P.(MD).No.5429 of 2023

Madhusudhana Perumal,
Treasurer,
Sengidakkaaraswamy Temple,
Chinnanaindhanvilai,
Manikattipottal Post,
Kanniyakumari District.

... Petitioner

Vs.

1.The Superintendent of Police,
The office of Superintendent of Police,
Nagercoil-1,
Kanniyakumari District.

2.The Inspector of Police,
Susindhram Police Station,
Susindhram,
Kanniyakumari District.

3.P.Aathilingam

...Respondents

*(R3 is impleaded vide Court order dated 06.04.2023 in W.M.P.(MD).
No.6690 of 2023 in W.P.(MD).No.5429 of 2023)*

PRAYER : Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents herein to permit and to provide protection for the conduction of Chittirai Kodai Vizha festival in Sengidakkaaraswamy Temple, Chinnanaindhanvilai,



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Manikattipottal post, Kanniyakumari district, by considering the petitioner's representation dated 16.02.2023 within the period that may be stipulated by this Court.

For Petitioner : Mr.Althaf Sheriff
for M/s.Ajmal Associates

For Respondents : Mr.B.Nambiselvan
Additional Public Prosecutor
for R1 and R2

: Mr.R.J.Karthick for R3

ORDER

This Writ Petition is filed to direct the respondents herein to permit and to provide protection for the conduction of Chittirai Kodai Vizha festival in Sengidakkaaraswamy Temple, Chinnanaindhanvilai, Manikattipottal post, Kanniyakumari district, by considering the petitioner's representation dated 16.02.2023 within the period that may be stipulated by this Court.

2.The learned counsel for the petitioner would submit that the suit in O.S.No.229 of 2021 is pending on the file of the I Additional Subordinate Court, Nagercoil, for declaring that the land to an extent of ten cents situate in Re-S.No.325/17, wherein the temple is situated and for a consequential injunction.



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3. The Writ Petition has become infructuous, leaving the petitioner to resolve the above said issue in the pending suit itself. Hence, the Writ Petition is dismissed as infructuous.

27.04.2023

NCC : Yes/No
Index : Yes/No
Internet : Yes/No

Indu

To

- 1.The Superintendent of Police,
The office of Superintendent of Police,
Nagercoil-1,
Kanniyakumari District.
- 2.The Inspector of Police,
Susindhram Police Station,
Susindhram,
Kanniyakumari District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGOVAN. J.

Indu

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