



WP.No.3331 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.09.2024

CORAM

THE HONOURABLE MR. JUSTICE M.DHANDAPANI

WP.No.3331 of 2021
and W.M.P.Nos.3789 & 3794 of 2021

A.Radhakrishnan

.. Petitioner

Versus

1. The Secretary to Government
Revenue Department
Secretariat, Chennai - 600 009

2. The Secretary to Government
Home Department,
Secretariat, Chennai - 600 009

3. The Secretary to Government
Tourism Culture and Endowments Department
Secretariat, Chennai 600 009

4. The Secretary to Government
School Education Department
Secretariat, Chennai 600 009

5. The Secretary to Government
Health & Family Welfare Department
Secretariat Chennai 600 009

6. The Commissioner of Revenue Administration
Chepauk, Chennai 600 005

7. The Commissioner of Land Administration
Chepauk, Chennai 600 005



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8.The Director General of Police
Dr. Radhakrishna Salai, Chennai 600 004

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9.The Commissioner
Hindu Religious and Charitable Endowments Department
119, Nungambakkam High Road, Chennai 600 034

10.The Commissioner of School Education
College Road, Chennai – 636 006

11.The Director of Public Health and Preventive Medicine
Teynampet, Chennai – 600 006

12.The District Collector
Salem 636 001

13. The Commissioner of Police
Salem – 636 006

14.The Joint Commissioner
Hindu Religious and Charitable Endowments Department, Salem 636 001

15. The Assistant Commissioner
Hindu Religious and Charitable Endowments Department, Salem 636 001

16.The Chief Education Officer
Salem

17.The Deputy Director
Public Health and Preventive Medicine
Salem – 636 001

18. The Executive officer
Arulmigu Periya Mariamman Thirukovil
Veeranam, Salem Taluk & District

.. Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to secure and safeguard the properties belonging to the 18th respondent temple by considering the petitioner representation dated 13.01.2021.



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For Petitioner : Mr.A.Radhakrishnan (P-in-P)

For Respondents : Mr.K.Karthikeyan(Government Advocate)
HR & CE for R3, 9, 14, 15 & 18
Mr.LSM Hasan Fizal for R1, 3, 4, 6 to 8,
10,12,13, 16 & 17
Additional Government Pleader
Mr.Bindran for R5, 11 & 17
Additional Government Pleader

ORDER

This writ petition is filed seeking for the issuance of Writ of Mandamus directing the respondents to secure and safeguard the properties belonging to the 18th respondent temple by considering the petitioner representation dated 13.01.2021.

2. The case of the petitioner is that the petitioner is a devotee of the 21st respondent temple and as there is a lack of infrastructure in the 21st respondent temple, the temple has to be secured and safeguarded. For improving the infrastructure and also for removal of encroachment in the temple properties, the petitioner has made representation on 13.01.2021 and 21.01.2021, however, the same are pending without consideration till date.

3. When the case was taken up, the party-in-person submitted that it would suffice if a direction is given to the respondents 9, 12 to 15 for



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improving the infrastructure of the 18th respondent temple and for removal of encroachments. He would also submit that proceedings under Section 78 of the HR & CE Act was already initiated and not concluded till date.

4. Heard both sides and perused the materials placed on record.

5. Considering the limited relief sought for in this writ petition, this Court without going into the merits of the case directs the petitioner to make a fresh representation to the respondents 9, 12 to 15 and upon receipt of such representation, the respondents 9, 12 to 15 shall pass appropriate orders on merits and in accordance within a period of twelve weeks from the date of receipt of a copy of this Order. The petitioner is also at liberty to make such representation along with a order copy to the respondents 9, 12 to 15.

6. With the above direction, this writ petition is disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

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Index: Yes/No

Internet: Yes/No



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12.The District Collector
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