



W.P(MD)No.4187 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.03.2024

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.4187 of 2024

and

WMP(MD)No.4032 of 2024

V.C.Ramakrishnan S/o.Chinnappan
Founder / Hereditary Trustee of
Sri Aanur Amman Trust,
Having its registered office at S.F No.539/2C,
Panchamadevi Pudur,
Pavithram Post, Pugaloor Taluk,
Karur District.

... Petitioner

v.

1.The Inspector General of Registration,
Santhome High Road,
Chennai – 600 028.

2.The District Registrar,
Karur Registration Department,
Karur District.

3.The Sub Registrar,
Melakarur Sub Registrar Office,
Karur District.

4.V.Palalnichamy

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India,
praying this Court to issue a Writ of Mandamus to direct the respondents 1 to 3
to conduct enquiry and to cancel and registration of Sri Aanur Amman, Sri



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Muniyappaswamy Trust registered with the third respondent in Book IV, Document No.4 of 2024 dated 27.01.2024 by considering the petitioner's representation dated 01.02.2024 within a time frame that may be fixed by this Court.

For Petitioner : Mr.R.Shanmugasundaram, Senior Counsel
for Mr.J.Abrar Mohamed Abdullah

For Respondents : Mr.D.Gandhiraj,
Special Government Pleader for R1 to R3

Mr.Raguvaran Gopalan for R4

ORDER

Should the Writ Court intervene and stop the wedding proposed to be held next week?

The bride and the bride-groom happen to be trees: (Neem and Peepul). The venue is the campus of the temple dedicated to Arulmigu Aanur Amman in Panchamadevi Pudur Village, Pugaloor Taluk, Karur District.

2.The writ petitioner opposes on two grounds: (a) the neem tree is younger and (b) the date chosen is not auspicious.

3.I find the idea of performing marriage between trees deeply sacred. For a moment, let us forget the devotional and religious aspects associated with the



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event. Trees are an integral part of nature. We cannot exist for a second if trees are not there. Peter Wohlleben has written a beautiful book

“The Hidden Life of Trees

What They Feel

How They Communicate

Discoveries from a Secret World”

There is one chapter devoted to the theme of love and mating among trees.

4.Peepul tree is considered as male while neem tree is considered as female. In this case, the neem tree is older. I, however, find the objection based on age difference as grounded on outdated patriarchal notions. Someone in the bar whispered aloud that the cricketing hero Sachin Tendulkar's wife is older to him by six years. The petitioner further claimed that Sri Raja Bhattar who is a high authority in theological matters had specifically opined that the proposed date is not an auspicious one.

5.Courts' only function is to adjudicate disputes. But not all disputes are amenable to adjudication. Only those issues that can be resolved by applying judicially manageable standards can be taken up for adjudication. I cannot render any decision on the appropriateness of the proposed union or the choice

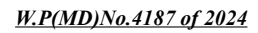
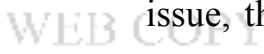


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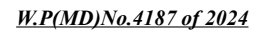
of the date. Consequently, I have to dismiss the miscellaneous petition to restrain the fourth respondent from conducting “Yeluthingal Seer Vila” from 18.03.2024 to 20.03.2024.

6.The revenue authorities have convened a peace meeting this evening. Both the parties have agreed to attend the same. I hope that the outstanding issues would be amicably resolved.

7.Sri Aanur Amman Trust was founded in March 2016 and it has been administering A/M.Aanur Amman Temple. It is not a public temple. It is worshiped by a group of families belonging to a particular section of Kongu Vellalar Community. The question that arises for consideration is whether the third respondent could have registered the fourth respondent trust. Arulmigu Sri Aanur Amman, Shri Muniyappaswamy Thirukkivil Trust was registered as Document No.10/2024 by the third respondent on 27.01.2024. It is a public religious and charitable trust. The registration has been done under Section 18 of the Registration Act, 1908. The prayer in the writ petition is for cancellation of the registration. This obviously cannot be granted. Certainly, the authorities under the Registration Act, 1908 lack the power to do so. While the registration as such cannot be challenged, objection can rightly be taken to the



8.Sri Aanur Amman Trust which was first registered has been managing the Sri Aanur Amman Temple. A new trust cannot suddenly take over the administration of the temple. That would amount to staging a coup and usurpation of power. It is declared that the administration of the temple will continue to vest in Sri Aanur Amman Trust.



10. This writ petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

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

<https://www.mhc.tn.gov.in/judis>



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To

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G.R.SWAMINATHAN, J.

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