



W.A(MD)No.1303 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 06.08.2024

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CORAM:

**THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
and
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

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T.Chinnadurai,
S/o.Thirugnanasambandam,
Hereditary Trustee,
Sri Vembadi Sudalai Mada Swamy Temple,
Kottarakurichi Village,
Srivaikundam Taluk,
Thoothukudi

... Appellant/Writ petitioner

-vs-

1.The District Collector,
Collectorate,
Tuticorin District.

3.The Revenue Divisional Officer,
Tiruchendur,
Tuticorin District.

3.The Tahsildar,
Eral Taluk,
Tuticorin District.

4.Mr.D.Muthukaruppan @ Velayutham

5.T.Rajendran

6.D.Durai

7.D.Vaikundaramasamy @ Kumar

... Respondents

PRAYER: Appeal filed under Clause 15 of the Letters Patent, against the
common order dated 09.07.2024 in W.P(MD)No.9400 of 2024.

For Appellant : Mr.K.K.Samy



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5. We find that the very writ petition is misconceived. A right to manage a private temple is neither a public right nor there is any public issue involved to enable this Court to exercise the jurisdiction under Article 226 of the Constitution of India. If the parties had agreed upon to certain interim arrangements pending final conclusion of the civil proceedings and if there is any violation, it will be open to the parties to approach the competent Court where the civil proceedings are pending. In our considered opinion, invocation of jurisdiction under Article 226 of the Constitution of India, is total misconception. The jurisdiction under Article 226 of the Constitution of India is not to resolve private disputes. We, therefore, do not find any merit in this writ appeal and the same is accordingly dismissed. No Costs.

[R.S.M., J.]

[L.V.G., J.]

06.08.2024

NCC :Yes/No

Index :Yes/No

Internet: Yes

PM

To:

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3.The Revenue Divisional Officer,
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Tuticorin District.

3.The Tahsildar,
Eral Taluk,



Tuticorin District.



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and
L.VICTORIA GOWRI, J.

pm

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