

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08-08-2025

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THE HONOURABLE MR JUSTICE N. ANAND VENKATESH

WP No. 29882 of 2025

1. A.Vignesh
S/o.Arumugam, No.67, West
Street, Pootai Village,
Sankarapuram Taluk,
Kallakurichi- 606 401.

Petitioner(s)

Vs

1. The Assistant Commissioner
HR&CE, Collectorate Campus,
Villupuram, Villupuram District.

2.The Executive Officer
HR&CE Perumal Kovil Street,
Kallakurichi.

3.The Executive Trustee
Arulmigu Mariamman Thirukovil
Pootai Village, Sankarapuram
Taluk, Kallakurichi- 606 401.

Respondent(s)

PRAYER

Writ petition filed under Article 226 of Constitution of India for the
issuance of writ of Mandamus directing the respondents to conduct



the fresh tender after issuance of fresh notification to collect toll from the shop vendors for the temple festival of Arulmigu Mariamman Thirukovil, poottai village, Sankarapuram Taluk, Kallakurichi District, which will be held from 06.08.2025 to 11.08.2025.

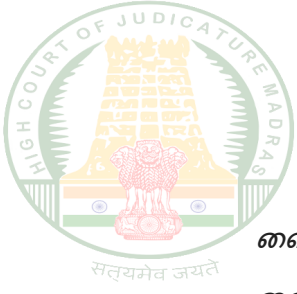
For Petitioner(s): Mr.D.Rajagopal
For Mr.N.R.R.Arun Natarajan
Respondent(s): Special Government Pleader

ORDER

This writ petition has been filed for the issue of writ of Mandamus directing the respondents to conduct fresh tender to collect toll from the shop vendors for the temple festival of Arulmigu Mariamman Thirukovil, poottai village, Sankarapuram Taluk, Kallakurichi District, which is held from 06.08.2025 to 11.08.2025.

2. The same writ petitioner filed WP No.29189 of 2025 before this Court and this writ petition was disposed of by an order dated 04.08.2025 in the following terms :-

2. When the matter was taken up for hearing today, the learned Special Government Pleader appearing on behalf of the respondents produced the written instructions given by the 3rd respondent. The relevant portions are extracted hereunder :-



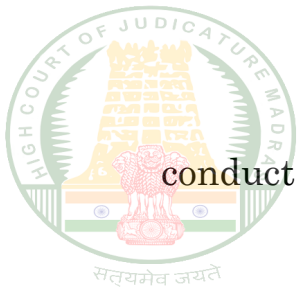
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மேற்படி தேர்திருவிழாவின்போது அதிகப்படியான தற்காலிக கடைகள் வைத்து பொருட்களை விற்பனை செய்வார்கள். மேலும் சடல், ராட்சச சடல்கள் வைக்கப்பட்டு திருவிழா கோலாகலமாக நடைபெறுகிறது. இந்நிலையில் பசலி 1433 க்கு ரூ.1,81,000/- குறைந்தபட்ச பொது ஏலம் மூலம் தற்காலிக அடிக்கடை ஏலம் எடுத்துள்ளார்கள், ஏலம் எடுத்த நபர்கள் அதிக தொகை வசூலித்ததாக பொதுமக்களின் ஒரு பிரிவினர் நிர்வாகம் மூலம் வசூல் செய்ய வேண்டும் என தெரிவித்ததின் அடிப்படையில் பசலி 1434 க்கு திருக்கோயில் நலன் கருதியும். நிர்வாக நலன் கருதியும் திருக்கோயில் நிர்வாகம் மூலம் ரூ.2,69,300/- வசூல் செய்யப்பட்டது. ஆகையினால் பசலி 1435 க்கும் தேர்திருவிழா தற்காலிக அடிக்கடை வாடகை வசூல் திருக்கோயில் நிர்வாகம் மூலம் வசூல் செய்திட முடின செய்யப்பட்டது என்ற விபரம் பணிவுடன் தெரிவித்துக்கொள்ளப்படுகிறது.

3. *It is clear from the above that the 3rd respondent has now taken a decision that the temple itself will collect the toll for those temporary shops which are going to be permitted around the temple at the time of festival and the earlier decision taken by the trustee calling for a tender has been cancelled.*

4. *In the light of the above development, the relief as sought for in the present writ petition cannot be granted and if the petitioner is aggrieved by the decision taken by the respondent, it is left open to the petitioner to work out his remedy in the manner known to law.*

3. Pursuant to the above order, the present writ petition has been filed before this Court for a direction to the respondents to



conduct a fresh tender after issuing a notification.

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4. In the considered view of this Court, the relief as sought for by the petitioner cannot be granted at this stage since the festival has already commenced on 06.08.2025 and coming to an end on 11.08.2025. Therefore, even if the respondents want to conduct an auction, there is absolutely no time left to issue any notification. Hence, the relief as sought for in the writ petition is unworkable and therefore, this Court is not inclined to exercise its discretion under Article 226 of the Constitution of India.

5. In the result, this writ petition stands dismissed. No costs.

08-08-2025

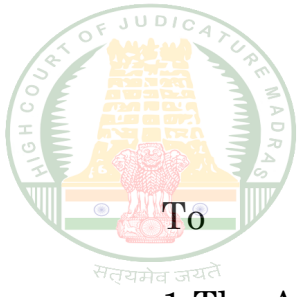
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Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No



To

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N.ANAND VENKATESH J.
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