



W.P.(MD)No.2558 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED:30.01.2025

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

and

THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE

W.P.(MD)No.2558 of 2025

U.Karuppaiah

: Petitioner

Vs.

1.The District Collector,
Ramanathapuram District,
Ramanathapuram.

2.The Revenue Divisional Officer,
Revenue Divisional Office,
Paramakudi,
Ramanathapuram District.

3.The Tahsildar,
Taluk Office, Kamuthi,
Ramanathapuram District.

: Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying for a Writ of Mandamus, to direct the respondents to take



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necessary steps to ensure the petitioner's community peoples who belong to scheduled caste have peacefully conduct poojas as well as the respondents should ensure the petitioner's people right for the effective and peaceful worship of God without any interruption in Arulmigu Sri Palmeli Kudayavar Ayyanar Temple situated at Vallanthai Village, T.Punavasal Post, Kamudhi Taluk, Ramanathapuram District by way of considering their representation dated 30.12.2024.

For Petitioner : Mr.P.Ranjith Kumar

For Respondents 1 to 3 : Mr.P.Thilak Kumar

Government Pleader

ORDER

[Order of the Court was made by **M.S.RAMESH, J.**]

By consent of both sides, the writ petition itself is taken up for final disposal at the stage of admission itself.

2.This writ petition has been filed for a Mandamus to direct the respondents to take necessary steps to ensure that the petitioner's community peoples who belong to scheduled caste peacefully conduct poojas as well as the respondents should ensure the petitioner's people's right for the effective and peaceful worship of God without any



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interruption in Arulmigu Sri Palmeli Kudayavar Ayyanar Temple situated at Vallanthai Village, T.Punavasal Post, Kamudhi Taluk, Ramanathapuram District by way of considering their representation dated 30.12.2024.

3.The petitioner herein had given representation to the official respondents on 30.12.2024, in this regard. Since the said representation was not considered, the present writ petition has been filed.

4.It is needless to point out that whenever a representation of this nature is made to a Statutory Authority, there is a duty cast upon him to consider the same on its own merits and pass appropriate orders in one way or other, instead of keeping the same pending indefinitely. As such, non-consideration of the representation by the Statutory Authority would amount to dereliction of duty and hence, this Court will be justified in invoking its extraordinary powers under Article 226 of the Constitution of the India and direct them to consider the same within a stipulated time.

5.In the light of the above observations, there shall be a direction to the respondents to consider the petitioner's representation



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dated 30.12.2024, on its own merits and pass appropriate orders in accordance with law, after giving due opportunity to the petitioner herein as well as all other persons, who may be interested in the subject property, within a period of three [3] months from the date of receipt of a copy of this order. It is made clear that this Court has not expressed any of its views with regard to the merits of the matter and that it is open to the concerned respondents to consider the same on its own merits.

6. With the above direction, this Writ Petition stands disposed of. There shall be no order as to costs.

[M.S.R.,J.] & [A.D.M.C.,J.]

30.01.2025

Neutral Citation : Yes/No

Index : Yes/No

Internet : Yes/No

MR



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M.S.RAMESH, J.

and

A.D.MARIA CLETE, J.

MR

ORDER MADE IN

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