



CRP(MD). No.1452 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 17/06/2025

CORAM

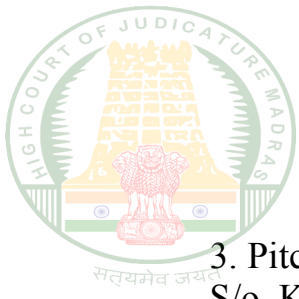
THE HONOURABLE MR. JUSTICE M.DHANDAPANI

**CRP (MD). No.1452 of 2021
and CMP(MD) No.8119 of 2021**

1. Kamala,,
2. Anbalagan,,
3. Kannan,,
4. Muthaiah,,
5. Pandiarajan,,
6. Ashokmurugan,, ... Petitioners

Vs

1. Kodichandrasekaran,,
S/o. Kodivaira Thevar, Door No. 6/691a,
Rajkodi Illam, Theni Road, A. Kokkulam
Village, Tirumangalam Taluk,
Madurai District..
2. Ayothi,,
S/o. Rasu Thevar, Sikkampatti Village,
Tirumangalam Taluk, Madurai District..



CRP(MD). No.1452 of 2021

3. Pitchai,,
S/o. Kanaga Thevar, Thengilpatti
Village, Tirumangalam Taluk,
Madurai District..

4. Virumandi Thevar,,
S/o. Pitchai Thevar, Jeyaraman Compound,
Thirumangalam Road, Checkanurani
Village, Tirumangalam Taluk,
Madurai District..

5. Murugesan,,
S/o. Duraisamy Thevar, Sikkampatti
Village, Tirumangalam Taluk, Madurai District..

6. Palani,,
S/o. Periamaya Thevar, South Street, A.
Kokkulam Village, Tirumangalam Taluk,
Madurai District..

7. Muthaiah Poosari,,
S/o. Kannapiran, Karuppasamy Kovil
Colony, A. Kokkulam Village,
Tirumangalam Taluk, Madurai District..

8. The District Collector,,
Collectorate Building, Madurai-20..

9. The Revenue Divisional Offic,
Er,, Taluk Office Complex,
Thirumangalam, Madurai District..

10. The Thasildar,,
Taluk Office Complex, Thirumangalam,
Madurai District..

... Respondents



CRP(MD). No.1452 of 2021

PRAYER :- Civil Revision Petition is filed under Section 115 of the Civil Procedure Code to strike off the plaint filed in O.S.No. 148 of 2021 on the file of the District Munsif, Thirumanglam.

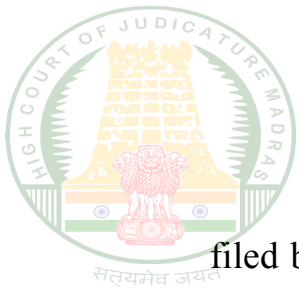
For Petitioners : Mr.S.Rajasekar
For Respondent : Mr.P.T.Thiraviam for R8 to R10
Government Advocate
No appearance for R1 to R7

ORDER

The Civil Revision Petition is filed to strike off the plaint in OS No.148/2021 on the file of the District Munsif, Tirumangalam.

2. The petitioners are the defendants and the respondents/plaintiffs filed a suit for permanent injunction restraining the petitioners/defendants from in any way entering into the Pekkaman Karuppasamy Temple to perform worship, poojas and other rituals in the said temple.

3. The learned counsel for the petitioners would submit that the temple is not a private denomination temple. Inasmuch as the temple is a public temple, wherein, every individual is entitled to worship, the suit



CRP(MD). No.1452 of 2021

filed by the respondents/defendants is misconceived and hence, he prays for interference.

4. The learned Government Advocate for the official respondent would submit that the temple is a non listed temple as per Section 47(1) of the Hindu Religious and Charitable Endowment Act, wherein, every devotee has right to worship and hence, the respondents/plaintiffs cannot claim any exclusively right. He would further submit that the suit is also barred by limitation.

5. Though the respondents 1 to 7 were served and their names are printed, none appear for the respondents.

6. Considering the fact that the temple in question is not a private denomination temple and is purely a public temple, where every citizen has right to worship, the suit filed by the respondents/defendants is misconceived. On the sole ground, the civil revision petition is allowed and the plaint in OS No.148 of 2021 filed on the file of the District Munsif, Thirumanglam, is ordered to be struck off. No costs.



CRP(MD). No.1452 of 2021

Consequently connected Miscellaneous Petition is closed.

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17.06.2025

NCC : Yes/No

Index : Yes/No

RR

TO

1.The District Munsif, Tirumangalam.

2.VR Section

Madurai Bench of Madras High Court, Madurai.



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CRP(MD). No.1452 of 2021

M.DHANDAPANI,J

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**ORDER
IN
CRP(MD) (NPD) No.1452 of 2021**

Date : 17/06/2025