



W.P.(MD) No.26358 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.10.2025

CORAM:

THE HONOURABLE MS.JUSTICE P.T.ASHA

W.P.(MD) No.26358 of 2025

and

W.M.P(MD)No.20497 of 2025

D.R.Vijay Bhasker

.. Petitioner

Vs.

1.The District Collector,
Collectorate,
Kokkirakulam,
Tirunelveli.

2.The Executive Officer,
Manur Panchayat Union,
Manur,
Tirunelveli.

3.The Block Development Officer (Panchayat),
Manur Panchayat Union,
Manur,
Tirunelveli District.

4.The Church of South India Tr ust Association,
Rep.by its Secretary,
Palayamkottai,
Tirunelveli District.

.. Respondents



W.P.(MD) No.26358 of 2025

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of Writ of Mandamus, directing the respondents 1 and 2 to prevent the usage of the lands in survey no.270/2, 270/4, 271/1, 271/3, and 272/1, Madavakurichi Revenue Village, Maur Taluk, Tirunelveli district as an illegal burial ground by considering the petitioner's representation dated 15.07.2025 in light of the full bench decision of this Hon'ble Court in Jagadeeshwari vs. Babu Naidu reported in 2023 3 L.W. 697, within the time that may be stipulated by this Court.

For Petitioner : Mr.M.Mahaboob Athiff

For R1 & R2 : Mr.D.Sasikumar
Additional Government Pleader

For R3 : Mr.M.Senthil Ayyanar
Government Advocate

For R4 : No Appearance

ORDER

This writ petition is filed for the following relief:

“To direct the respondents 1 and 2 to prevent the usage of the lands in survey no.270/2, 270/4, 271/1, 271/3, and 272/1, Madavakurichi Revenue Village, Maur Taluk, Tirunelveli district as an illegal burial ground by considering the

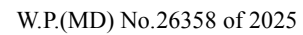


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petitioner's representation dated 15.07.2025 in light of the full bench decision of this Hon'ble Court in Jagadeeshwari vs. Babu Naidu reported in 2023 3 L.W. 697."

2. The petitioner is running an industry and there are various industries located in the village. While so, the 4th respondent had purchased around 3 acres of land in Survey Nos.270/2, 270/4, 271/1, 271/3 and 272/1 in Madavakurichi Revenue Village, Maur Taluk, Tirunelveli District and they started burying the remains of the members in the said land. Despite several persuasions, the 4th respondent is continuing the same. He further relied upon the judgment of the Hon'ble Full Bench of this Court in ***Jagadeeshwari Vs. Babu Naidu*** in **2023 3 L.W 697** where it has been held that, after the Rules of 1999 had come into force, any burial in the place other than the place registered or licensed as a burial ground is illegal and the local authorities were also directed to enforce the Rule and prevent illegal usage of private lands as burial ground.



4. Heard the learned counsels on either side.

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6. With the above direction, this Writ Petition stands disposed of.

No costs. Consequently, connected Miscellaneous Petition is closed.

30.10.2025

NCC : Yes/No

Index : Yes/No

Internet : Yes

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To

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Tirunelveli.

2.The Executive Officer,
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Manur,
Tirunelveli.

3.The Block Development Officer (Panchayat),
Manur Panchayat Union,
Manur,
Tirunelveli District.



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P.T.ASHA, J.

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