



W.P(MD)No. 7377 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED :18.03.2026

CORAM:

THE HONOURABLE MR JUSTICE D.BHARATHA CHAKRAVARTHY

W.P(MD)No. 7377 of 2026

V.Sivakumar

... Petitioner

Vs

1. The Commissioner,
O/o. the Commissioner,
Hindu Religious and Chartable Department,
No.119, Uthamar Gandhi Road,
Thousand Lights West,
Nungambakkam, Chennai 600 034.

2. The Joint Commissioner,
O/o. the Joint Commissioner,
Hindu Religious and Chartable Department,
Ellies Nagar,
Madurai 625001.

3. The Assistant Commissioner,
O/o. the Asst. Commissioner,
Hindu Religious and Chartable Department,
Ellies Nagar,
Madurai 625001.

4. The Thakkar,
C/o. Arulmighu Sri Kamatchiamman Temple,
Vilangudi, Madurai 18,
Office at Jai Veera Anjaneyar Temple,



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Simmakkal,
Madurai.

5. The Commissioner of Police,
Madurai City,
Madurai 625007.

6. The Assistant Commissioner,
Koodal Pudur Police Station,
Sellur Range, Madurai 17.

7. The Inspector of Police,
Koodal Pudur Police Station (L and O)
Madurai 17.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, by directing the respondents 1 & 5 to take action on basis of the complaint/Report lodged by the fourth respondent by considering the representation dated, 22.12.2025.

For Petitioner	: Mr. R.Santhanam
For R1 to R3, R6	: Mr.M.Sarangan Additional Government Pleader
For R4	: Mr.P.Mahendran
For R5 to R7	: Mr.K.Gnanasekaran Government Advocate (Crl.Side)

ORDER

The writ petition is filed for a mandamus directing the respondents 1 and 5 to take action on the basis of the complaint/report lodged by the



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fourth respondent by considering the representation dated 22.12.2025.

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2. Upon hearing the learned counsel for the petitioner and perusing the material records of the case, the case of the petitioner is that, with reference to Arulmigu Sri Kamachiamman Temple, certain persons indulged in collecting money from the public for the temple, but the money was not brought to the account of the temple and it was misappropriated. The fourth respondent herself had conducted an enquiry earlier and had mentioned about the same in her complaints to the police dated 21.08.2020 and 20.04.2022. No action whatsoever has been taken. It is the allegation of the petitioner that subsequently, the fourth respondent is also not pressing the allegations, siding with the said persons.

3. The learned Additional Government Pleader appearing on behalf of the HR and CE Department/respondents 1 to 3 and 6 would submit that if the allegations are made, due enquiry will be conducted in accordance with law.



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4. The learned counsel appearing on behalf of the fourth respondent would submit that the fourth respondent had already taken steps with reference to the said Kamachiamman Temple by forwarding a complaint to the jurisdictional police and the fourth respondent has not withdrawn one complaint. However, the fourth respondent has not pressed a complaint with reference to the temple festival and not with reference to the misappropriation of the funds.

5. The learned Government Advocate (Crl.Side), taking notice on behalf of the respondents 5 to 7, would submit that during the enquiry, the parties appeared and the complaint was not pressed and as such, no further case was registered.

6. It is also submitted that the petitioner is also raising unconnected issues with reference to the other temples, which are not connected to the Kamachiamman temple. The said temples are Arulmigu Ayyanar Temple as well as Piraiyadi Karuppusamy. Though the said temples are situated in the same village, they are not attached to the Kamachiamman temple and they are also not within the management and



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control of the HR & CE Department.

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7. I have considered the rival submissions made on either side and perused the material records of the case.

8. If the petitioner is making allegations with reference to the Arulmigu Ayyanar temple and the Arulmigu Piraiyadi Karuppusamy Temple, it will be open for the petitioner to make a separate representation to the third respondent in that regard. The said representation shall be taken up for enquiry by the third respondent by issuing due notice to the petitioner as well as any other private persons against the allegations made and due orders in accordance with law shall be passed and if any further action should be taken by the Department, the action shall be taken.

9. With reference to Arulmigu Sri Kamachiamman Temple, it is now stated by the fourth respondent that the complaint with reference to the misappropriation of funds by third parties is not withdrawn. As far as the misappropriation is concerned, it is represented by the seventh



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respondent that no case has yet been registered.

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10. At this stage, the submission made by the learned counsel for the petitioner that they are not preventing the daily pooja of the Arulmigu Sri Kamachiamman Temple is recorded.

11. This writ petition is disposed of at the admission stage and since the alleged third parties, against whom the allegations are made, are not parties to the writ petition, this court is not expressing any final opinion with reference to the merits of the allegations made.

12. In view thereof, this Writ Petition is disposed of on the following terms:

- (a) The seventh respondent, namely, the Inspector of Police, shall take up the complaint lodged on behalf of the fourth respondent, dated 21.08.2020, for enquiry;
- (b) The seventh respondent shall record the statement of the fourth respondent and after the conduct of a preliminary enquiry, if any case of misappropriation of funds is made out, the seventh



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D.BHARATHA CHAKRAVARTHY.,J.

apd

ORDER MADE IN

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