

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.01.2025

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CORAM :

THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN

Writ Petition No.35774 of 2024

K.PALANIVELU

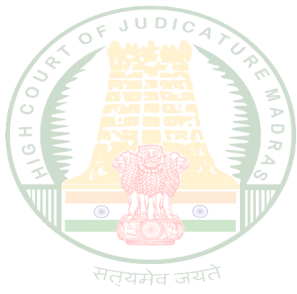
S/O.MR.S.KALIYAPERUMAL VATHARAYANTHETHU
VILLAGE MANJKOILLAI POST BHUVANAGIRI TALUK
CUDDALORE DISTRICT -608601.

[PETITIONER]

Vs

- 1 THE DISTRICT COLLECTOR CUDDA
LORE DISTRICT DISTRICT COLLECTORATE
CUDDALORE QQF4 PLUS 3JG GUNDU SALAI RD
ALPET MANJAKUPPAM CUDDALROE -607001.
- 2 THE BLOCK DEVELOPMENT OFFICE
R MELBHUVANAGIRI BLOCK MELBHUVANAGIRI
CUDDALORE -608601.
- 3 THE PANCHAYAT PRESIDENT
VATHARAYANTHETHU VILLAGE PANCAHAYT
BHUVANAGIRI BLOCK UNION CUDDALORE DISTRICT-
608601.
- 4 R.RAMADOSS
TRUSTEE/CARETAKER THOONDILVEERAN TEMPLE
VATHARAYANTHETHU VILLAGE BHUVANAGIRI BLOCK
UNION CUDDALORE DISTRICT -608601.
- 5 K.ARIVAZAGAN
CARETAKER AYYANAR KOVIL VATHARAYANTHETHU
VILLAGE BHUVANAGIRI BLOCK UNION CUDDALORE
DISTRICT -608601.

[RESPONDENTS]



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For Petitioner : Mr.Mr.N.Ganesh

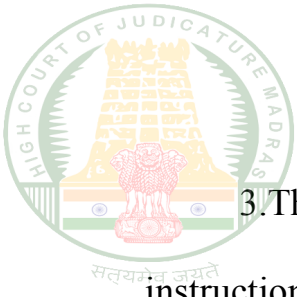
For Respondents : Mr.T.Chandrasekaran, SGP for R1

Mr.S.Jayachandran for R2 & R3

ORDER

The Writ Petition has been filed in the nature of a Mandamus seeking a direction against the respondents to produce records relating to construction activities carried on in temple land in Survey No.2, of Vatharayanthethu Village Panchayat, Bhuvanagiri Block Union in Cuddalore District measuring 5 acres and 52 cents.

2.It had been observed by this Court even earlier that a wall had been raised even at the time of filing of the writ petition. The construction had started in July 2024. The writ petition had been filed only in December 2024. The learned counsel for the petitioner placed reliance on the extract of the 'A' Register with respect to Survey No.2 wherein it had been given as Iyyanar temple but in the classification of the land, it had been given as Government Poramboke land. Both these facts cannot be denied or disputed.



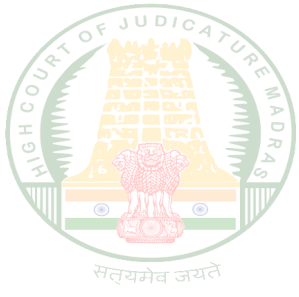
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3. This had been explained by the Block Development Officer in his instructions that the particular land where the construction is being taken place had been used by the general public for their convenience but the temple is not being obstructed in any manner whatsoever by the said construction which had been put up. Let this fact be stated by way of filing an affidavit by the Block Development Officer/2nd respondent.

4. For filing such an affidavit, list the matter on 06.02.2025

23.01.2025

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C.V.KARTHIKEYAN.,J

KP

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