

W.P.No.25160 of 2021

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.11.2021

CORAM :

THE HON'BLE MR.MUNISHWAR NATH BHANDARI,
ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE P.D.AUDIKEVALU

W.P.No.25160 of 2021

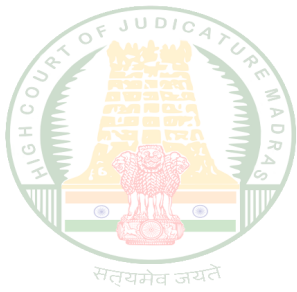
B.Jagannath

..

Petitioner

Vs.

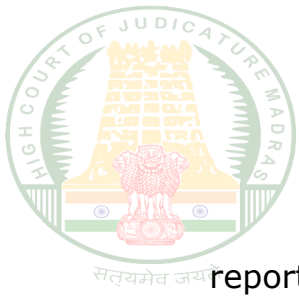
1. The Commissioner
Hindu Religious & Charitable
Endowments Department, (HR & CE)
Nungambakkam, Chennai-34.
2. The Principal Secretary to the Government
Department of Revenue,
Government of Tamil Nadu
Fort St. George, Secretariat
Chennai-9.
3. The Chief Secretary,
Government of Tamil Nadu
Fort St. George, Secretariat
Chennai-8.
4. The Principal Secretary to Government
Department of Culture and Tourism
Government of Tamil Nadu
Fort St.George, Secretariat, Chennai-9.



WEB COPY

5. The Principal Secretary to the Government
Public Works Department (PWD)
Government of Tamil Nadu
Fort St.George, Secretariat
Chennai-9.
 6. The Chief Engineer, CPWD
Public Works Department Head Quarters
Kamarajar Promenade
Public Works Department Estate
Chepauk, Chennai-5.
 7. The Director General of Police and Director
Department of Fire Rescue Services
No.1, Greams Road, Chennai-6.
 8. The Principal Secretary to the Government
Home Department (Home Secretary)
Government of Tamil Nadu
Fort St. George, Chennai-9.
 9. The Principal Secretary to the Government
Department of Welfare of Differently Abled Persons
Government of Tamil Nadu
Fort St.George, Secretariat
Chennai-9.
 - 10.The State Commissioner for the Welfare
of the Differently Abled
No.5, Kamarajar Salai
Lady Wellington College Campus
Chennai-5.
- .. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India
praying for a Writ of Mandamus directing the respondents herein to
coordinate together and prepare a comprehensive detailed project



W.P.No.25160 of 2021

WEB COPY

report (DPR-comprising of safety audit report, environmental impact assessment report, techno feasibility report, financial viability report and all other necessary reports) pertaining to construction, installation and operation of cable rope car facility (wheel chair accessible) for benefit of all pilgrims especially those with bench mark disabilities, senior citizens, differently abled of all types including the visually challenged and pregnant women, in all the 33 temples as mentioned in the representation of the petitioner herein dated 12.7.2021 under the control of the Tamil Nadu Hindu Religious and Charitable Endowments – the first respondent herein and submit the same before this Hon'ble Court within a reasonable time frame as fixed by this Hon'ble Court.

Petitioner	: Mr.B.Jagannath Party-in-person
For Respondents	: Mr.R.Shunmugasundaram Advocate General assisted by Mr.P.Muthukumar State Government Pleader

ORDER

(Order of the Court was made by
the Hon'ble Acting Chief Justice)

This public interest litigation has been filed to issue direction to the respondents to prepare a comprehensive report comprising of

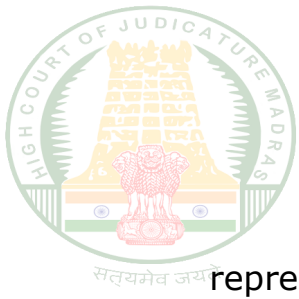


WEB COPY

Safety Audit report, Environmental Impact Assessment report and Techno Feasibility report, apart from Financial Viability report for construction, installation and operation of cable rope car (Wheel Chair Accessible) for the benefit of the pilgrims at the temples mentioned in the petition.

2. Learned Advocate-General submits that at one place, namely, Palani, the rope car is presently in operation and in two other places, namely, Sholinghur and Ayyarmalai, the rope car is under construction. He also submits that five other places have been identified, namely, Thiruthani, Thiruchengode, Trichy Rock Fort, Thiruneermalai and Thirukazhikundram, for which, they are in process of conducting feasibility tests. Accordingly, it is his submission that the State Government has taken steps for the benefit of the pilgrims to have rope car at the places where it is found to be feasible or further to find out the feasibility in other places.

3. In any case, we allow the petitioner to make a



WEB COPY

representation to the State Government for finding out the feasibility in other places and on such representation, the State Government would decide the same, subject to feasibility and other aspects.

4. With the aforesaid observations, the writ petition is disposed of. There will be no orders as to costs.

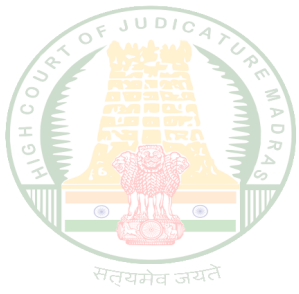
(M.N.B., ACJ.) (P.D.A., J.)
25.11.2021

Index : Yes/No

kpl/drm

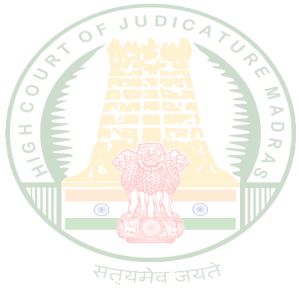
To:

1. The Commissioner
Hindu Religious & Charitable
Endowments Department, (HR & CE)
Nungambakkam, Chennai-34.
2. The Principal Secretary to the Government
Department of Revenue,
Government of Tamil Nadu
Fort St. George, Secretariat
Chennai-9.
3. The Chief Secretary,
Government of Tamil Nadu
Fort St. George, Secretariat, Chennai-8.



WEB COPY

4. The Principal Secretary to Government
Department of Culture and Tourism
Government of Tamil Nadu
Fort St.George, Secretariat, Chennai-9.
5. The Principal Secretary to the Government
Public Works Department (PWD)
Government of Tamil Nadu
Fort St.George, Secretariat, Chennai-9.
6. The Chief Engineer, CPWD
Public Works Department Head Quarters
Kamarajar Promenade
Public Works Department Estate
Chepauk, Chennai-5.
7. The Director General of Police and Director
Department of Fire Rescue Services
No.1, Greaves Road, Chennai-6.
8. The Principal Secretary to the Government
Home Department (Home Secretary)
Government of Tamil Nadu
Fort St. George, Chennai-9.
9. The Principal Secretary to the Government
Department of Welfare of Differently Abled Persons
Government of Tamil Nadu
Fort St.George, Secretariat, Chennai-9.
10. The State Commissioner for the Welfare
of the Differently Abled
No.5, Kamarajar Salai
Lady Wellington College Campus
Chennai-5.



WEB COPY

WWW.LIVELAW.IN



W.P.No.25160 of 2021

M.N.BHANDARI, ACJ
AND
P.D.AUDIKESAVALU, J.

(kpl)

W.P.No.25160 of 2021

25.11.2021