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WP-32998-2025

IN THE HIGH COURT OF MADHYA PRADESH
AT INDORE

BEFORE

HON'BLE SHRI JUSTICE VIVEK RUSIA

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HON'BLE SHRI JUSTICE BINOD KUMAR DWIVEDI

ON THE 28th OF AUGUST, 2025WRIT PETITION No. 32998 of 2025*DARPAN AWASTHI**Versus**THE STATE OF MADHYA PRADESH AND OTHERS*

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Appearance:

Shri Charchit Shastri - Advocate for the petitioner.

Shri Sudeep Bhargava - Dy. A.G. for the respondent/State.

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ORDER

Per. Justice Vivek Rusia

The petitioner has filed this present petition under Article 226 of the Constitution of India in the nature of P.I.L after obtaining various information from the newspapers.

2. According to the petitioner, he tried to get the various informations under the RTI Act but the Managing Administrator of Mahakaleshwar Mandir has refused to supply the same. The grievance of the petitioner is that the certain so called VIPs are getting the facility of offering water to the deity inside the *Garbhagriha* of Mahakaleshwar whereas the general public is not permitted to enter inside, therefore, there is a discrimination and arbitrary action by administrator of Mahalkaleshwar Temple.

3. The petitioner has produced the minutes of the Managing



Committee of Mahakaleshwar Mandir which shows that there is no specific prohibition in respect of entering into the *Garbhagriha*. The VIPs can enter in the *Garbhagriha* with a permission of Collector and Administrator of Management Committee of Mahakaleshwar Mandir, therefore, who is VIP in the opinion of Collector and Administrator of Mahakaleshwar cannot be decided in a writ petition, which is purely a discretion of the competent authority.

4. On a particular day looking to the status of the person, the Collector shall be the competent authority to treat him VIP for the purpose of offering water to the *deity*. There is no permanent list or protocol published by Managing Committee of the VIPs persons. Hence, the writ Court cannot decide as to who is VIP amongst the persons visiting Mahakaleshwar Temple on a particular day. The "VIP" has not been defined in any of the statutory Act or rules, hence any person who is given permission by competent authority to enter inside the *Garbhagriha* may be treated as VIP on a particular day & time schedule. This is the system applicable in all the religious places in India. The petitioner appears to be a personal aggrieved person, hence, writ petition at the instance of petitioner is not maintainable.

5. In view of above, petition stands dismissed. No order as to costs.

(VIVEK RUSIA)
JUDGE

(BINOD KUMAR DWIVEDI)
JUDGE