

Review Petition No.15 of 2016

BEFORE

**HON'BLE THE CHIEF JUSTICE MR. AJIT SINGH
HON'BLE MR. JUSTICE MANOJIT BHUYAN**

8.6.2017

(Ajit Singh, C.J.)

Mr.KN Choudhury, learned senior counsel, assisted by Mr. A Dhar, learned counsel for the review petitioner.

Mr.RKD Choudhury, learned Additional Senior Government Advocate, Assam for Respondent Nos.1, 2 and 3 and Mr.Jayanta Deka and Mr.TK Bhuyan, learned counsel for Respondent No.4.

Mr.M Angamuthu, Deputy Commissioner, Kamrup (Metro) is personally present.

The petitioner in the present review petition has prayed for review of order dated 15.10.2015 passed by the Division Bench of this Court in PIL No.10 of 2015 insofar as it directs the Deputy Commissioner to receive the donations given by the devotees and public in Kamakhya Temple and to maintain a separate account of such donations and spend the same for developmental activities of the Kamakhya Temple.

According to the review petitioner, the right of Doloi over the management of the religious and secular aspects of Kamakhya Temple has been upheld by the Supreme Court and, therefore, the Deputy Commissioner cannot be directed to maintain a separate account of the donations received from the devotees and public.

What we understand from the order sought to be reviewed is that the Deputy Commissioner has been directed to receive the donations given by the devotees and public for developmental activities of the Kamakhya Temple and spend the same for its developmental activities by maintaining a separate account. The order does not say that the Deputy Commissioner is required to maintain a separate account of every offering given by the devotees and public in Kamakhya Temple. Yet, we deem it proper to clarify that any donation given by the devotees and public in Kamakhya Temple for the developmental activities of the Temple shall be received by the Deputy Commissioner, who shall also maintain a separate account of the same and use the amount for developmental activities of the Temple. And for the usual offerings given in the Temple by the devotees and public, the Deputy Commissioner need not maintain a separate account.

With the above clarification, the review petition stands finally disposed of.

JUDGE

CHIEF JUSTICE

skd