



W.P.(MD)No.18519 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED:01.08.2023

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THE HONOURABLE DR.JUSTICE D.NAGARJUN

W.P.(MD)No.18519 of 2023

Malaisamy

... Petitioner

Vs

1.The Superintendent of Police,
Office of the Superintendent of Police,
Madurai District.

2.The Inspector of Police,
Alanganallur Police Station,
Madurai District.

3.Thangamani

4.Rajiv Gandhi

5.Thevapandi

6.Ajit Kumar

7.Balamurugan

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the first respondent to direct the second respondent herein to grant permission and give necessary police protection for conducting the festival of the Sonai karuppaswamy wherein, the deities of Sonai karuppansamy, Adira Milagu Ayyansamy and Sangila Karuppasamy Temple which is situated at Kovil Kuli Theru, Kovilpapakudi, Madurai District on the basis of the petitioner's representation dated 16.06.2023.



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For Petitioner : Mr.J.Vishnu

For R1 & R2 : Mr.B.Thanga Aravindh
Government Advocate (Criminal side)

ORDER

This writ petition is filed seeking for a direction to direct the respondent police to provide police protection for conducting the festival at Sonai Karuppaswamy wherein, the deities of Sonai karuppansamy, Adira Milagu Ayyansamy and Sangila Karuppasamy Temple which is situated at Kovil Kuli Theru, Kovilpapakudi, Madurai District on the basis of the petitioner's representation, dated 16.06.2023.

2. It is submitted by the learned counsel for the petitioner that the un-official respondents, viz., 3 to 7 are creating obstruction in conducting of celebrations at Sonai karuppansamy, Adira Milagu Ayyansamy and Sangila Karuppasamy Temple on 03.08.2023, therefore, the petitioner sought for a suitable direction for the respondent police to provide protection.

3. The learned Government Advocate (Crl.side) appearing for the respondents 1 & 2 on the other hand submitted that there are rival groups in the village, more particularly, the respondents 3 to 7 and the petitioner are intended to lift the holy box of the deity during the course of festival. When the dispute



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arose between the petitioner and the un-official respondents, the Inspector of Police, HR & CE has conducted the meeting of all the parties, wherein, the petitioner has refused to hear the advise of the Inspector of Police HR & CE, accordingly, compromise could not be arrived. It is submitted that, in case the petitioner is permitted to perform the programme, law and order problem would come and also there is no clearance from the HR & CE.

4. Considering the submission made by the learned Government Advocate (Crl.side), the request of the petitioner to direct the respondent police to give police protection cannot be permitted. Accordingly, this writ petition is dismissed. No costs.

01.08.2023

NCC:yes/no
Index:yes/no
Internet:yes/no
am

To
1.The Superintendent of Police,
Madurai District.

2.The Inspector of Police,
Alanganallur Police Station,
Madurai District.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

<https://www.mhc.tn.gov.in/judis>



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DR.D.NAGARJUN, J.

am

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