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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:11.03.2016

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THE HON'BLE MR.JUSTICE P.N.PRAKASH

W.P. (MD) No.5007 of 2016

V.Radhakrishnan

... Petitioner

-vs-

1.The Superintendent of Police,
Madurai District.

2.The Inspector of Police,
Y.Othakadai Police Station,
Y.Othakadai,
Madurai District.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a writ of Mandamus, directing the respondents to grant permission to conduct Adal, Padal programme on 23.03.2016 to be conducted in Malaichamy Temple, Y.Kodikkulam Village, Madurai, Madurai District and consequently give adequate police protection to the festival by considering the representation, by the petitioner, dated 05.03.2016.

For Petitioner : Mr.V.Vijaya Sethupathy

For Respondents : Mr.D.Muruganandam,
Addl. Govt. Pleader

ORDER

This writ petition has been filed, seeking a direction to the respondents to grant permission and protection for Adal Padal program scheduled to be held on 23.03.2016 in Malaichamy Temple, Y.Kodikkulam Village, Madurai, Madurai District.

2. Learned counsel for the petitioner would submit that the villagers jointly decided to conduct Adal Padal program scheduled to be held on 23.03.2016 in Malaichamy Temple, Y.Kodikkulam Village, Madurai, Madurai District. He would further submit that in this

<https://hcservices.courts.gov.in/hcservices/secureupload/> representation was given to the respondent police on 05.03.2016, with a request to grant permission to conduct the



programme on the above said date. However, the respondent Police has not yet considered the said representation and hence, the petitioner is before this Court with this Writ Petition.

3. Heard the learned counsel on either side.

4. This Court is aware of the fact that the Election Commission of India has announced time table for elections to the State Assembly and therefore, the Police will be under much strain. Under such circumstances, it will not be advisable to grant permission for such programmes, if there are going to be a law and order problem.

5. However, in view of the limited scope of prayer sought for in this petition, the respondent police are directed to pass orders on merits and in accordance with law either permitting or rejecting the representation dated 05.03.2016, given by the petitioner, taking into account the law and order problem and other aspects, prevailing in that area, as expeditiously as possible.

With the above direction, this Writ Petition is disposed of.

Sd/-

Assistant Registrar(RTI)

/True Copy/

Sub Assistant Registrar

To:

1.The Superintendent of Police,
Madurai District.

2.The Inspector of Police,
Y.Othakadai Police Station,
Y.Othakadai,
Madurai District.

+1cc to Mr.V.Vijaya Sethupathi, Advocate Sr.No.14005

+1cc to The Special Government Pleader SR.No.14076

akm/14.03.2016/2p-5c/AAL/MPA/SAR-I

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