



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.03.2016

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

W.P.(MD) No.5102 of 2016

S.Raja Manickam

... Petitioner

vs.

1.The Superintendent of Police
Theni District, Theni

2.The Inspector of Police
Odaipatty Police Station
Theni District

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of Mandamus directing the respondents to grant permission and necessary police protection to perform the cultural programme (ie) Dance Programme on 07.04.2016 at 06.00 pm to 10.30 pm in the festival of Arulmigu Sri Kaliyamman Thirukovil at Appipatti Theni District by considering the petitioners representation dated 04.03.2016.

For Petitioner : Mr.V.Manikandan
For Respondents : Mr.D.Muruganandham
Addl. Government Pleader

O R D E R

This writ petition has been filed, seeking a direction to the respondents to grant permission and protection for cultural programme scheduled to be held on 07.04.2016, from 06.00 p.m., to 10.30 p.m., in the festival of Arulmigu Sri Kaliyamman Thirukovil, at Appipatti, Theni District, by considering the petitioner's representation, dated 04.03.2016.

2. Learned counsel for the petitioner would submit that the villagers jointly decided to perform the cultural event in the festival of Arulmigu Sri Kaliyamman Thirukovil, at Appipatti, Theni District, scheduled to be held on 07.04.2016, from 06.00 p.m., to 10.30 p.m. He would further submit that in this connection, a representation was given to the respondent police on 04.03.2016, 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 Additional Government Pleader for the respondents.

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 any law and order problem.

5. In view of the limited scope of prayer sought for in this petition, the second respondent police is directed to pass orders in accordance with law either permitting or rejecting the representation, dated 04.03.2016, given by the petitioner, taking into account the law and order problem and other aspects, prevailing in the area, as expeditiously as possible.

6. With the above direction, this Writ Petition is disposed of. No costs.

Sd/
Assistant Registrar(R)

/True Copy/

Sub Assistant Registrar.

To:

1. The Superintendent of Police,
Theni District, Theni.

2. The Inspector of Police,
Odaipatty Police Station,
Theni District.

+1CC to M/S.V.Manikandan, Advocate, SR.No. 14228

+1CC to the Special Government Pleader, SR.No. 14390

W.P. (MD) No.5102 of 2016
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AM/AN.MP/AR-I/15.03.2016/2P/5C