



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.03.2016

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

WEB COPY

W.P. (MD) No.5324 of 2016

R.Kalaiyarasan

... Petitioner

-vs-

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

2. The Sub Inspector of Police,
Vadakaadu Police Station,
Pudukkottai District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a writ of Mandamus, directing the 2nd respondent to give permission with protection to conduct the cultural function at Vanakkankaadu Public Stage, in connection with Panguni Festival of Arulmigu Sree Kathayamman Temple, at Vanakkankaadu, Karambakudi Taluk, Pudukkottai District scheduled on 09.04.2016 based on the petitioner's representation dated 07.03.2016.

For Petitioner : Mr.S.Muthalraj
For Respondents : Mr.D.Muruganandam,
Addl. Govt. Pleader

O R D E R

This writ petition has been filed, seeking a direction to the respondents to grant permission and protection for conducting cultural function at Vanakkankaadu Public Stage, in connection with Panguni Festival of Arulmigu Sree Kathayamman Temple, at Vanakkankaadu, Karambakudi Taluk, Pudukkottai District scheduled on 09.04.2016.

2. Learned counsel for the petitioner would submit that the villagers jointly decided to conduct cultural program scheduled to be held on 09.04.2016 at Vanakkankaadu Public Stage, in connection with Panguni Festival of Arulmigu Sree Kathayamman Temple. He would further submit that in this connection, a representation was given to the respondent police on 07.03.2016, 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 07.03.2016, 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 (P&A)

/True Copy/

Sub Assistant Registrar

To:

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

2. The Sub Inspector of Police,
Vadakaadu Police Station,
Pudukkottai District.

+1cc to Special Government Pleader in Sr.No. 15495

+1cc to Mr.Na.Palaniyandi, Advocate SR.No.15213

CN/SKN-SK/29.03.2016/2P-5C

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