



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.03.2016

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

W.P.(MD) No.5466 of 2016

WEB COPY

M.Periyakaruppan

... Petitioner

-vs-

1.The Superintendent of Police,
Theni, Theni District

2.The Sub Inspector of Police,
Rayappanpatti Police Station,
Uthammapalayam Taluk
Theni 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 and necessary protection to perform the village cultural programme ie., Adal Padal on 30.03.2016 at 7.00 p.m. To 10.30 p.m. In the eve of Sri Kaliyamman Thirukovil, Muthalamman Thirukovil, Karuppasamy Thirukovil at Rayappanpatti, Uthammapalayam Taluk, Theni District by considering the petitioner's representation dated 14.03.2016.

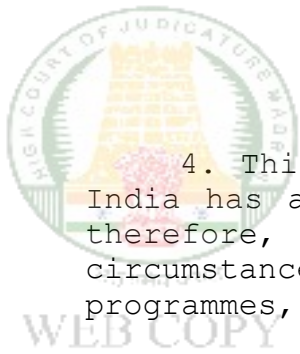
For Petitioner : Mr.C.Bethanasamy

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 necessary protection to perform the village cultural programme ie., Adal Padal on 30.03.2016 at 7.00 p.m. to 10.30 p.m. in the eve of Sri Kaliyamman Thirukovil, Muthalamman Thirukovil, Karuppasamy Thirukovil at Rayappanpatti, Uthammapalayam Taluk, Theni District by considering the petitioner's representation dated 14.03.2016.

2. Learned counsel for the petitioner would submit that the villagers jointly decided to conduct Adal Padal program scheduled to be held on 30.03.2016 in the eve of Sri Kaliyamman Thirukovil, Muthalamman Thirukovil, Karuppasamy Thirukovil at Rayappanpatti, Uthammapalayam Taluk, Theni District. He would further submit that in this connection, a representation was given to the respondent police on 14.03.2016, 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.



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 is directed to pass orders on merits and in accordance with law either permitting or rejecting the representation dated 10.03.2016, 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.No costs.

Sd/
Assistant Registrar(AS)

/TRUE COPY/

Sub Assistant Registrar(C.S)
Madurai Bench of Madras High Court,
Madurai.

To:

- 1.The Superintendent of Police,
Theni, Theni District
- 2.The Sub Inspector of Police,
Rayappanpatti Police Station,
Uthammapalayam Taluk
Theni District.

+1cc to Special Government Pleader in SR.No.15722
+1cc to M/S.C.Bethanasamy, Advocate in SR.No.15680

W.P.(MD) No.5466 of 2016
18.03.2016

RR
PA/GSV-PM/AR I/21.03.2016/2P/5C(IT)