



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.04.2016

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

W.P.(MD) No.6568 of 2016

WEB COPY

Kandasamy Chettiyar

... Petitioner

-vs-

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

2.The Deputy Superintendent of Police,
Office of the Deputy Superintendent of Police,
Rajapalayam, Virudhunagar District

3.The Inspector of Police,
Thalavaipuram Police Station,
Thalavaipuram.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a writ of Mandamus, directing the respondent to permit the petitioner to conduct a musical programme (Innisai Katcheri) on 11.04.2016 and 12.04.2016 at about 9.10 p.m. to 11.30 p.m. in the festival of Arulmigu Sri Pathirakaliyamman Thirukovil, Kommanathapuram, Settiyarpatti.

For Petitioner : Mr.A.Balaji

For Respondent : Mr.D.Muruganandam,
Addl. Govt. Pleader**O R D E R**

This writ petition has been filed, seeking a direction to the respondent to grant permission and protection for Adal Padal program scheduled to be held on 11.04.2016 and 12.04.2016.

2. Learned counsel for the petitioner would submit that the villagers jointly decided to conduct Adal Padal program scheduled to be held on 11.04.2016 and 12.04.2016. He would further submit that in this connection, a representation was given to the respondent police on 29.03.2016, 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 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 29.03.2016, 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(Records)

/TRUE COPY/

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

To

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

2.The Deputy Superintendent of Police,
Office of the Deputy Superintendent of Police,
Rajapalayam, Virudhunagar District

3.The Inspector of Police,
Thalavaipuram Police Station,
Thalavaipuram.

+1cc to M/S.A.Balaji,Advocate in SR.No.18872

+1cc to Special Government Pleader in SR.No.19127

W.P. (MD) No.6568 of 2016
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RR

PA/JGB-DP/AR I/06.04.2016/2P/6C (IT)