



WEB COPY

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11.05.2016

CORAM

THE HON'BLE MR. JUSTICE P. KALAIYARASAN

W.P.(MD) No.9170 of 2016

A.M.S.Manoharan

... Petitioner

-vs-

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

2.The Sub Inspector of Police,
Odaipatti Police Station,
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 police protection to perform the cultural programme (ie.,) Dance Programme on 23.05.2016 at 6.00 pm., to 10.30 p.m., in the festival of Arulmigu Sri Mariamman Thirukovil Thiruvila at Sukkangalpatti, Uthamapalayam Taluk, Theni District by considering petitioner's representation dated 28.04.2016.

For Petitioner: Mr.V.Manikandan

For Respondent: Mr.D.Muruganantham
Additional Government Pleader

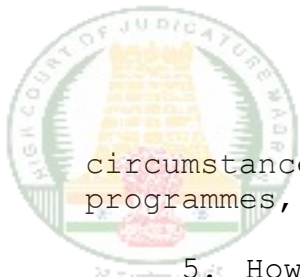
O R D E R

This writ petition has been filed, seeking a direction to the respondents to grant permission and protection to perform the cultural programme (ie.,) Dance Programme on 23.05.2016 at 6.00 pm., to 10.30 p.m., in the festival of Arulmigu Sri Mariamman Thirukovil Thiruvila at Sukkangalpatti, Uthamapalayam Taluk, Theni District by considering petitioner's representation dated 28.04.2016.

2. Learned counsel for the petitioner would submit that the villagers jointly decided to conduct Adal Padal on 23.05.2016 in connection with a festival at Arulmigu Sri Mariamman Thirukovil Thiruvila at Sukkangalpatti, Uthamapalayam Taluk, Theni District. He would further submit that in this connection, a representation was given to the respondent police on 28.04.2016, 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.

<https://hcservices.courts.gov.in/hcservices> is aware of the fact that the Election Commission of India has announced elections to the State Assembly on 16.05.2016 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 28.04.2016, 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/-

Vacation Officer

/TRUE COPY/

Sub Assistant Registrar (CS-III)

To:

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

2. The Sub Inspector of Police,
Odaipatti Police Station,
Theni District.

+1cc to M/S.V.Manikandan, Advocate in SR.No.26208

+1cc to Special Government Pleader in SR.No.26201

W.P. (MD) No.9170 of 2016

11.05.2016

am/trp

PA/MP/SAR III/13.05.2016/2P/5C