



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.03.2017

CORAM:

THE HONOURABLE MR. JUSTICE P.N. PRAKASH

WP (MD) Nos. 19698 & 8987 of 2015

and

M.P. (MD) Nos. 1 and 1 of 2015

**W.P. (MD) No. 19698 of 2015:**

Pandi Bazaar Viyabarigal Sangam,  
Rep. by its Secretary,  
S. Suresh,  
Having Office at  
(Registration No. 176/86),  
Door No. 6, R.M.S. Road,  
Madurai-625 001

... Petitioner

Vs.

1. The District Collector,  
Madurai District.

2. The Commissioner of Police,  
Madurai City,  
Madurai.

3. The Commissioner of Corporation,  
Madurai Corporation,  
Madurai.

4. The Inspector of Police,  
Thilagar Thidal Police Station,  
Madurai

... Respondents

**PRAYER:** Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the respondents from in anyway granting permission to anyone to hold meeting, protest agitation, Dharna etc., at Pandi Bazaar area situated at RMS Road, Madurai and thereby ensure the free and fair business of the members of the petitioner's association.

For Petitioner : Mr. D. Shanmugaraja Sethupathi

For Respondents : Mr. T. S. Mohammed Mohideen, AGP for R1  
R2 & R4

Mr. R. Prabhuramachandran for R3

Sri Meenakshi Bazaar Small Traders Association,  
(Reg.No.50/91)  
Rep.by its Secretary,  
I.Sirajudeen,  
Having office at  
No.4/1, Meenakshi Bazaar,  
Scott Road,  
Madurai 625 001.

Vs.

- ... Respondents

For Petitioner : Mr.N.Sathish Babu  
For Respondents : Mr.T.S.Mohammed Mohideen, AGP for R1 to  
R3 & R5  
Mr.R.Murali for R4

The Writ petition in W.P.(MD)No.19698 of 2015 has been filed to forbear the respondents from in anyway granting permission to anyone to conduct meeting, protest, agitation, Dharna etc., at Pandi Bazaar area situated at RMS Road, Madurai and thereby ensure free and fair business of the members of the petitioner's association.



2.The Writ petition in W.P.(MD)No.8987 of 2015 has been filed to forbear the respondents from in anyway granting permission to anyone to conduct meeting, protest, agitation, Dharna etc., at Meenakshi Bazaar area situated at Scott Road, Madurai and thereby ensure free and fair business of the members of the petitioner's association.

3.Heard the learned counsel for the petitioners, Mr.T.S.Md.Mohideen, learned Additional Government Pleader appearing for the respondents 1 to 3 and 5 and Mr.R.Murali, learned counsel appearing for the 4<sup>th</sup> respondent.

4.Mr.Balamurugan, Inspector of Police is present.

5.The petitioners, who are traders, are doing business of selling film VCDs and CDs. It is the grievance of the petitioners that, very frequently, the respondent Police are permitting various organizations to conduct demonstrations near their business place, which is causing hindrance to their business. Therefore, they have come up with these Writ petitions for a direction to the respondent Police not to permit any demonstrations near their place of business.

6.The learned Additional Government Pleader appearing for the respondents Police submitted that the Police have registered several criminal cases against the members of the petitioners' association under the Copy Rights Act for selling pirated DVDs and CDs. However, he also submitted that the respondent Police will not permit any demonstration to be held near the business place of the petitioners. He also submitted that demonstration will be permitted only at Arumugachandhi, which is far away from Pandi Bazar and Meenakshi Bazar.

7.Recording the undertaking given by the respondent Police, these Writ petitions are closed. No costs. Consequently, connected W.M.Ps.are closed.

Sd/-  
Assistant Registrar

/True copy/

Sub Assistant Registrar

To

1.The District Collector,  
<https://hcservices.ecourts.gov.in/hcservices/>  
Madurai District, Madurai.



2.The Commissioner of Police,  
Madurai City, Madurai.

3.The Superintendent of Police,  
Madurai District, Madurai.

4.The Commissioner of Corporation,  
Madurai Corporation,  
Madurai.

5.The Inspector of Police,  
Thilagar Thidal Police Station,  
Madurai.

+1 cc to Mr.D.Shanmugaraja Sethupathi , Advocate in SR.No. 16867  
+2cc to Mr.Special Government Pleader in SR.No:17058,17057  
+1 cc to Mr.R.Prahuramachandran , Advocate in SR.No. 17157  
+1 cc to Mr.R.Murali , Advocate in SR.No. 16902  
+1 cc to Mr.N.Sathish Babu , Advocate in SR.No. 17107

TA/nbj

AE/SV/MMS/18.04.2017/4P/12C

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**22.03.2017**