



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 14.09.2017

CORAM:

THE HONOURABLE MR. JUSTICE K.K. SASIDHARAN

and

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN

W.P. (MD) No. 17334 of 2017

R. Thatchanamoothi

... Petitioner

Vs.

1. The Commissioner of Police,
Office of the Commissioner of Police,
Madurai City.

2. The Inspector of Police,
Thirupparankundram Police Station,
Madurai-625 005.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the 2nd respondent to give proper permission for Arulmigu Kattikulam Sootukole Mayandi Swamy's 87th year of Guru Poojai function and "Sree Valli Thirumanam Nadagam" on 25.09.2017 at about 10.00 P.M to 06.00 A.M and "Paktha Maheswari Nadagam" on 26.09.2017 at about 10.00 P.M to 06.00 A.M at Arulmigu Kattikulam Sootukole Mayandi Swamy's Temple campus of Drama Stage in Survey No. 207/7E on the file of Thirupparankundram Village Group, Madurai District.

For Petitioner : Mr. P. P. Illaiyasu

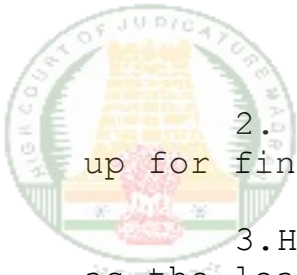
For Respondents : Mr. M. Govindan

Special Government Pleader

O R D E R

[Order of the Court was made by **G.R. SWAMINATHAN, J.**]

The writ petitioner has moved this Court for directing the second respondent to give permission for conducting Arulmigu Kattikulam Sootukole Mayandi Swamy's 87th year of Guru Poojai function and "Sree Valli Thirumanam Nadagam" on 25.09.2017 at about 10.00 P.M to 06.00 A.M and "Paktha Maheswari Nadagam" on 26.09.2017 at about 10.00 P.M to 06.00 A.M at Arulmigu Kattikulam Sootukole Mayandi Swamy's Temple campus of Drama Stage in Survey No. 207/7E on the file of Thirupparankundram Village Group, Madurai District. The writ petitioner has earlier submitted an application dated 09.09.2017 in this regard.



2. By consent of both parties, the writ petition is taken up for final disposal at the stage of admission itself.

3. Heard the learned counsel for the writ petitioner as well as the learned Special Government Pleader for the respondents.

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4. The learned counsel for the writ petitioner placed reliance on the order dated 03.10.2016 made in W.P.(MD)No.19132 of 2016, filed by the writ petitioner for the year 2016.

5. It is not the case of the respondents that the petitioner herein did not comply with the conditions imposed in the order dated 03.10.2016. Arulmigu Kattikulam Sootukole Mayandi Swamigal was a renowned mystic and therefore the customary celebration of the said mutt deserve to be permitted to be held. It is not the case of the respondents that granting permission as sought for in this writ petition would lead to law and order problem.

6. We are, therefore, inclined to allow the writ petition. The second respondent is directed to accord permission to the writ petitioner to conduct Arulmigu Kattikulam Sootukole Mayandi Swamy's 87th year of Guru Poojai function and "Sree Valli Thirumanam Nadagam" on 25.09.2017 at about 10.00 P.M and 26.09.2017 till 06.00 A.M and "Paktha Maheswari Nadagam" on 26.09.2017 at about 10.00 P.M and 27.09.2017 till 06.00 A.M at Arulmigu Kattikulam Sootukole Mayandi Swamy's Temple campus in Survey No.207/7E.

7. It is certainly open to the second respondent to incorporate appropriate conditions, so as to ensure peaceful and smooth conduct of the said function. If the conditions stipulated by the second respondent are violated for any reason, it is certainly open to the second respondent to intervene and to take appropriate action including stopping of the performance itself.

6. This Writ Petition is allowed as indicated above. No costs.

Sd/-

Assistant Registrar(CS-II)

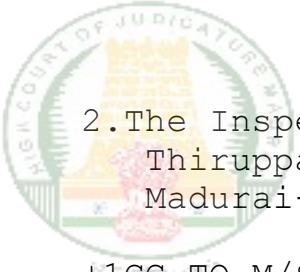
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Sub Assistant Registrar

To

1. The Commissioner of Police,

<https://hcservices.ecourts.gov.in/cser/index> Commissioner of Police,
Madurai City.



2.The Inspector of Police,
Thirupparankundram Police Station,
Madurai-625 005.

+1CC TO M/S.R.UDHYAKUAMAR, ADVOCATE, SR NO.78694

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ORDER MADE IN
W.P. (MD) No.17334 of 2017
14.09.2017

PSD/KM

MS/PM-PN/SAR.1/15.09.2017/3P.4C