

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.04.2018

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

WP.No.9356 of 2018

Erumapatti Sri Maha Mariamman Trust

Rep. by Mr.P.Shanmugam

The Treasurer, Palani Nagar,

Duraiyur Main Road,

Erumaipatti, Namakkal.

... Petitioner

Vs

1.The District Collector

The Office of the District Collector
Namakkal, Namakkal District.

2.The Revenue Divisional Officer

Namakkal Division, Namakkal District.

3.The Superintendent of Police

The Office of the Superintendent of Police
Namakkal, Namakkal District.

4.The Inspector of Police

Erumapatti Police Station
Namakkal District.

5.The Tahsildar

Taluk Office, Chenthamangalam Taluk
Namakkal District.

... Respondents

Writ petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, to direct the 1st respondent to dispose the representation dated 10.04.2018 and accord permission to the petitioner to conduct the festival and the 4th respondent dated 06.03.2018 to give protection to the festival commencing from 14.05.2018 to 30.05.2018 at Sri Maha Mariamman Temple, Erumapatti.

For Petitioner : Mrs.G.Ranjani

For Respondents : Mr.D.Raja
Government Advocate

O R D E R

This writ petition has been filed seeking a direction to the respondents to dispose the representations dated 10.04.2018 and 06.03.2018, permitting the petitioner to conduct the festival and to give protection to the festival commencing from 14.05.2018 to 30.05.2018 at Sri Maha Mariamman Temple, Erumapatti.

2. When the matter is taken up for hearing, Mr.D.Raja, learned Government Advocate submitted that a proceeding under Section 107 Cr.P.C has been initiated in Crime No.85 of 2018 on 30.03.2018 against A Party and B Party and the matter is pending before the Revenue Divisional Officer, Namakkal, as the police felt that there is likely to be a breach of peace between the two communities during the festival.

3. In such view of the matter, no police protection can be granted to one particular community to conduct festival, especially, when the matter is seized of by the Revenue Divisional Officer.

Hence, this petition is closed with liberty to the petitioner to work out the remedy before the Revenue Divisional Officer, Namakkal District.

Sd/-
Deputy Registrar

//True copy//

Sub Assistant Registrar

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To

- 1.The District Collector
The Office of the District Collector
Namakkal, Namakkal District.
- 2.The Revenue Divisional Officer
Namakkal Division, Namakkal District.
- 3.The Superintendent of Police
The Office of the Superintendent of Police
Namakkal, Namakkal District.

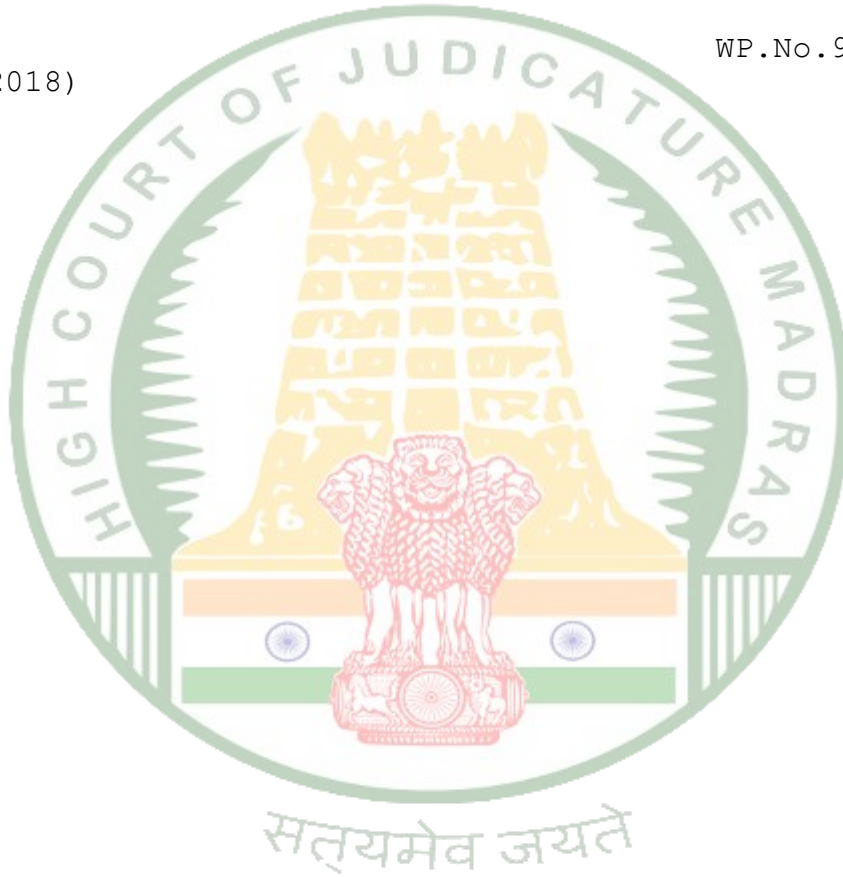
4.The Inspector of Police
Erumapatti Police Station
Namakkal District.

5.The Tahsildar
Taluk Office, Chenthamangalam Taluk
Namakkal District.

+1cc to Mr.V.Rajesh, Advocate SR.No.29504
+1cc to Government Pleader SR.No.29988

GN(27/04/2018)

WP.No.9356 of 2018



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