



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.07.2018

CORAM:

THE HONOURABLE MR. JUSTICE M.S.RAMESH

WEB COPY

W.P. (MD) No.14984 of 2018

S.K.Selvam

... Petitioner

vs.

1. The Chief Secretary
Government of Tamil Nadu
Secretariat
Fort.St.George
Chennai.
2. The District Collector
Virudhunagar District
Virudhungar
3. The Superintendent of Police
Virudhunagar District
Virudhunagar
4. The Inspector of Police
Narikkudi Police Station
Virudhunagar District

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus directing the respondents to grant appropriate prior permission with necessary police protection for conducting Jallikattu which is scheduled to be held on 15.07.2018 in Thulukkankulam Village, Chennilaikudi Post, Kariapatti Taluk, Virudhunagar District.

For Petitioner : Mr.B.Sudhasathyananth
For Respondents : Mr.S. Nagarajan
Special Government Pleader

O R D E R

Mr.S.Nagarajan, learned Special Government Pleader, takes notice for the respondents.

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

3. It is the grievance of the petitioner that his representation dated 28.06.2018 seeking prior permission with necessary police protection for conducting jallikattu, has not been considered by the second respondent till date and therefore, he has

filed the present writ petition.

4. This Court has not expressed any of its view with regard to the merits of the representation made by the petitioner. It is needless to point out that whenever a representation of this nature is made, the respondents are duty bound to consider the same in one way or the other. Non-consideration of the same would amount to dereliction of ordinary duties of their office and as such, this Court would be justified in invoking its powers conferred under Article 226 of the Constitution of India to direct them to consider the petitioner's representation within a stipulated time.

5. In view of the limited prayer sought for in this writ petition, there shall be a direction to the second respondent to consider the petitioner's representation dated 28.06.2018 on its own merits and take further action in accordance with law, within a period of ten days from the date of receipt of a copy of this order. Such an exercise shall be done after giving due opportunity to the petitioner and as well as to any other persons who may be interested in the subject matter.

6. With the above directions, this writ petition is disposed of. No costs.

Sd/-

Assistant Registrar (AD-II)

/True Copy/

Sub Assistant Registrar

TO

1. The Chief Secretary
Government of Tamil Nadu
Secretariat
Fort.St.George, Chennai.
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Virudhunagar District
Virudhunagar
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Virudhunagar
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Narikkudi Police Station
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+1CC to Mr.P.Sudha Sathyanath Advocate in SR.No.72571.

AAV

DS/RP/SAR-1 :13.07.2018: 2P/6C