



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.03.2018

CORAM

WEB COPY

THE HONOURABLE MR. JUSTICE P.RAJAMANICKAM

W.P. (MD) No. 5405 of 2018  
(Criminal)

Manikandan ... Petitioner

Vs.

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

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

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, to issue a writ of Mandamus, directing the second respondent to grant permission and protection for cultural event namely Aadalpadal scheduled to be held on 30.03.2018 at night in connection with "Pankuni Festival" in Arulmigu Sri Balamurugan Temple at Sivaram Nagar, Theni Taluk, Theni District by considering the petitioner's representation dated 28.02.2018.

For Petitioner : Mr. J. M. Jaya Karthick  
For Respondents : Mr. B. Bhagawathi,  
Government Advocate.

#### O R D E R

This writ petition has been filed to direct the second respondent to grant permission to perform cultural event namely "Aadal Padal" scheduled to be held on 30.03.2018 at night in connection with "Pankuni Festival" in Arulmigu Sri Balamurugan Temple at Sivaram Nagar, Theni Taluk, Theni District as per the petitioner's representation dated 28.02.2018.

2. Heard, Mr. J. M. Jaya Karthick, learned counsel appearing for the petitioner and Mr. B. Bhagawathi, learned Government Advocate, appearing for the respondents.

3. The learned counsel appearing for the petitioner has submitted that the petitioner is the member of committee of aforesaid temple. The villagers are conducting Adal Padal on 30.03.2018 at night in connection with "Pankuni Festival" in Arulmigu Sri Balamurugan Temple at Sivaram Nagar, Theni Taluk, Theni District and for that, they have already given a representation dated 28.02.2018 to the second respondent, but, so far, no order has been passed. Hence, he has filed the present writ petition.



4.The learned Government Advocate appearing for the respondents has submitted that there is a law and order problem and hence, the petitioner's representation is kept pending.

5.Considering the aforesaid submissions, the second respondent is directed to consider the representation submitted by the petitioner, dated 28.02.2018 and dispose of the same at early. At the time of passing order, the second respondent has to keep in mind the decision of the Hon'ble Supreme Court of India in the case of Church of God (Full Gospel) in India Vs. K.K.R, Majestic Colony Welfare Association and Ors, reported in 2001 - 1 - L.W. (Crl.) 233.

6.With the aforesaid observations, this writ petition is disposed of. No costs.

Sd/-  
Assistant Registrar(C.O.)

/True Copy/

Sub Assistant Registrar

To

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

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

+1CC to Mr.J.Jeya Aron Raja, Advocate, SR.No. 55312  
+1CC to the Special Government Pleader SR.No.55641

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rmk  
AM/SKN RSK/SAR 1/27.03.2018/2P/5C