



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.03.2018

CORAM

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THE HON'BLE MR.JUSTICE P.RAJAMANICKAM

W.P.(MD) No.6075 of 2018
(Criminal)

A.Balakrishnan

... Petitioner

-Vs-

1. The Superintendent of Police,
Sivagangai District, Sivagangai.

2. The Sub Inspector of Police,
Madhagupatty Police Station,
Sivagangai District.

... Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, to direct the second respondent to give permission with protection to conduct the cultural function Aadal - Paadal at Periyakottaipatty Public Stage in connection with the Mulaipaari Festival of Arulmigu Sree Muthumari Amman Temple, Periyakottaipatty, Sivagangai District, scheduled on 28.03.2018 based on the petitioner's representation dated 09.03.2018.

For Petitioner : Mr.A.Prassana Rajadurai
for S.Muthalraj

For Respondents : Mr.N.Shanmuga Selvam,
Additional Government Pleader.

O R D E R

This writ petition has been filed by the petitioner to direct the second respondent to give permission with protection to conduct the cultural function Aadal - Paadal at Periyakottaipatty Public Stage in connection with the Mulaipaari Festival of Arulmigu Sree Muthumari Amman Temple, Periyakottaipatty, Sivagangai District, scheduled on 28.03.2018 based on the petitioner's representation dated 09.03.2018.

2. Heard Mr.A.Prassana Rajadurai, learned counsel appearing for the petitioner and Mr.N.Shanmuga Selvam, learned Additional Government Pleader appearing for the respondents.



3.The learned counsel appearing for the petitioner has submitted that the petitioner is one of the member of the Periykottaipatty Village Friends Association. The villagers are conducting the "Aadal Paadal" for the past several years and this year, they have decided to conduct the "Aadal Paadal" on 28.03.2018 and for that, they have already given a representation dated 09.03.2018 to the respondents, but so far, no order has been passed. Hence, he has filed the present writ petition.

4.The learned Additional Government Pleader 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 09.03.2018 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. (Cr1.) 233.

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

Sd/-
Assistant Registrar(CO)

/True Copy/

Sub Assistant Registrar

To

1.The Superintendent of Police,
Sivagangai District, Sivagangai.

2.The Sub Inspector of Police,
Madhagupatty Police Station,
Sivagangai District.

+ 1 cc TO Mr.Na.Palaniyandi , Advocate in SR No. 57240
+ 1 cc TO The Special Government Pleader in SR No. 57526

cp
AE/KK/SAR1/26.03.2018/2P/5C