

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 25.02.2019

CORAM:
THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

W.P.No.5364 of 2019
and
W.M.P.No.6090 of 2019

Mr.A.K.C.Sundaravel,
Town Secretary,
Amma Makkal Munnetra Kazhagam,
Thirupatthur, Vellore District. ... Petitioner

Vs.

1.The Superintendent of Police,
District Police Office,
Sathuvacheri, Vellore - 632 009.

2.The Deputy Superintendent of Police,
Arcot Main Road, Vellore 632 009.

3.Inspector of Police,
Town Police Station,
Thirupatthur, Vellore District. ... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus calling for the records of the 3rd respondent in Na.Ka.No.15/TPT TNPS/2019 dated 16.02.2019 and quash the same as illegal and arbitrary and consequently direct the respondent to grant permission to conduct public meeting on 25.02.2019 near V.C.M.Street, Thirupatthur or any other date with the use of public address system.

For Petitioner :Mr.S.P.Harikrishnan

For Respondents:Mr.M.Mohamed Riyaz,
Additional Public Prosecutor.

ORDER

The Writ Petition filed for a direction, directing the 3rd respondent to grant permission to conduct public meeting on 25.02.2019, near V.C.M.Street, Thirupattur.

2.By consent, the Writ Petition is taken up for final disposal.

3.The learned counsel for the petitioner would submit that the petitioner has submitted an application for conducting a public meeting on 25.02.2019 from 06.00

pm to 10.00 pm at V.C.M.Street, Thiruppathur and the same was rejected by the 3rd respondent by the impugned order dated 16.02.2019. Hence, the petitioner has come before this Court by way of this Writ Petition.

4.The learned Public Prosecutor would submit that for the same venue and the same date, an another political party also sought for permission to conduct public meeting in the eve of 71st birthday of former Chief Minister of Tamil Nadu. Therefore, request of the petitioner was rejected by the impugned order dated 16.02.2019.

5.Heard Mr.S.P.Harikrishnan, learned counsel appearing for the petitioner and Mr.M.Mohamed Riyaz, learned Public Prosecutor.

6.It is seen from the impugned order that no such reason was mentioned by the 3rd respondent. However, the another political party sought for permission for the same venue and date to conduct public meeting on the eve of 71st birthday of former Chief Minister of Tamil Nadu.

7.Considering the above facts and circumstances, this Court directed the petitioner to submit a fresh representation by changing the venue and date for conducting public meeting to celebrate 71st birth anniversary of former Chief Minister of Tamil Nadu to the 3rd respondent within a period of one week from the date of receipt of a copy of this order. On receipt of the same, the 3rd respondent is directed to consider the request made by the petitioner and pass orders on merits and in accordance with law, within a period of one week thereafter.

With the above direction, this Writ Petition is disposed of. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CS)

//True Copy//

Sub Assistant Registrar

sai
To

1.The Superintendent of Police,
District Police Office,
Sathuvacheri, Vellore - 632 009.

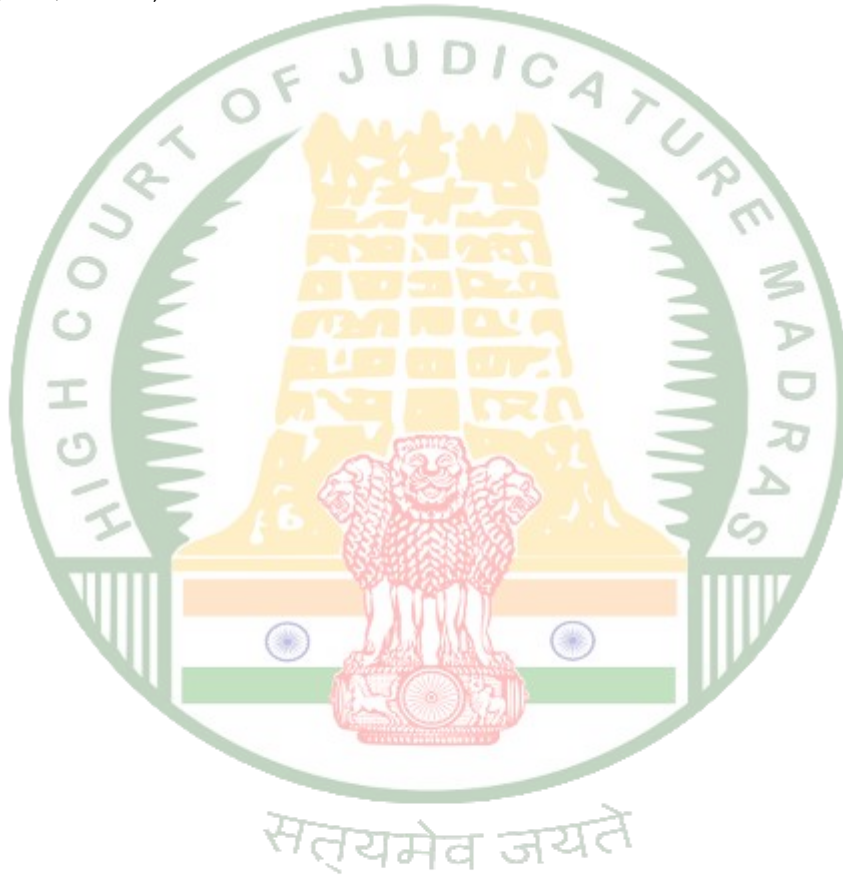
2.The Deputy Superintendent of Police,
Arcot Main Road,Vellore 632 009.

3.The Inspector of Police,
Town Police Station,
Thirupatthur, Vellore District.

4.The Public Prosecutor,
High Court, Chennai.

W.P.No.5364 of 2019

A.SK(26/02/2019)



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