



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.01.2020

CORAM:

THE HONOURABLE Mr.JUSTICE P.RAJAMANICKAM

W.P.No.778 of 2020

and

W.M.P.No.943 of 2020

B.Ali Hussain

... Petitioner

Vs.

1.The State of Tamil Nadu,
Rep by, the Superintendent of Police,
Cuddalore District,
Cuddalore.

2.The Inspector of Police,
Nellikuppam Police Station,
Nellikuppam,
Cuddalore-607 105.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, seeking for an issuance of Writ of Mandamus, to call for the records in impugned letter dated 08.01.2020 on the file of the second respondent and to quash the same as illegal and direct the second respondent to permit the petitioner's organisation Tamil Nadu Muslim Munnetra Kazhagam to hold public meeting in school veedhi Nellikuppam on 12.01.2020 between 5.30 p.m., to 10.00 p.m., to secure ends of justice.

For Petitioner : Mr.R.Sankara Subbu

For Respondents : Mr.M.Mohamed Riyaz

Additional Public Prosecutor

O R D E R

This Writ Petition has been filed to call for the records in impugned letter dated 08.01.2020 on the file of the second respondent and to quash the same as illegal and direct the second respondent to permit the petitioner's organisation Tamil Nadu Muslim Munnetra Kazhagam to hold public meeting in school veedhi Nellikuppam on 12.01.2020 between 5.30 p.m., to 10.00 p.m., to secure ends of justice.

2.The learned counsel for the petitioner has submitted that the second respondent has passed a single line order stating that since law and order problem may arise and hence the permission is denied. He further submitted that the second respondent has not given any opportunity to the petitioner to put forth his case and hence, he would request to set aside the impugned order and direct the second respondent to pass fresh order after giving opportunity to the petitioner.



3.The learned Additional Public Prosecutor has submitted that the second respondent may be directed to pass fresh order after giving an opportunity to the petitioner.

4.Considering the aforesaid submissions, the impugned order passed by the second respondent dated 08.01.2020, is set aside. The petitioner is directed to appear before the second respondent tomorrow (11.01.2020) at 10.00 a.m., and on such appearance, the second respondent has to hear his arguments and dispose of the representation of the petitioner in accordance with law and inform the result of the enquiry to the petitioner.

5. Accordingly, this Writ Petition is disposed of.

Sd/-
Assistant Registrar(CS)

//True Copy//

Sub Assistant Registrar

gbi
To

1.The State of Tamil Nadu,
Rep by, the Superintendent of Police,
Cuddalore District,
Cuddalore.

2.The Inspector of Police,
Nellikuppam Police Station,
Nellikuppam,
Cuddalore-607 105.

3.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.R.Sankara Subbu , Advocate SR.No. 391

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and
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A.SK(10/01/2020)