



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.03.2020

CORAM:

THE HONOURABLE MR.JUSTICE **G.R.SWAMINATHAN**

WEB COPY

W.P. (MD)No.5348 of 2020

R.K.Pandi Mallar

... Petitioner

Vs

1.The Deputy Superintendent of Police,
Andipatti Sub Division,
Theni District.

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

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned order passed by the 1st respondent in his proceedings in Na.Ka.No.08/ka.Thu.Ka/Andipatti/2020, dated 09.03.2020 and quash the same and consequently direct the respondents to permit the petitioner's organization to conduct the Hunger Strike on 13.03.2020 between 09.30 a.m to 05.00 pm at the back side of M.G.R. Statue, Andipatti - Vaigai Dam Road.

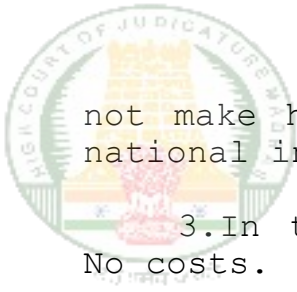
For Petitioner : Mr.K.Seemaraj

For Respondents : Mrs.M.Ananthadevi
Govt. Advocate (Crl. Side)

ORDER

The petitioner is the Treasurer of an organization known as Makkal Viduthalai Katchi. They have certain demands and in order to highlight the same, the petitioner's organization wants to hold a hunger strike near M.G.R. Statue in Andipatti - Vaigai Dam Road.

2.It is not in dispute that the said site is the usual place where such hunger strike and dharnas are conducted. I am therefore of the view that the denial of the said request is not justified. However, the petitioner's organization will have to subject themselves to certain terms. The petitioner's counsel on instructions states that the hunger strike will be held on 23.03.2020 between 09.30 a.m., to 05.30 p.m. The number of participants will not exceed 300 persons. The decibel levels of the amplifier will not exceed the permissible limits. The speakers will



not make hate speeches or incite violence. Nothing prejudicial to national integrity and sovereignty of India will be done.

3.In this view of the matter, this writ petition is allowed.
No costs.

WEB COPY

Sd/-
Assistant Registrar

/TRUE COPY/

/ /2020
Sub Assistant Registrar

To:

1.The Deputy Superintendent of Police,
Andipatti Sub Division,
Theni District.

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

+1. C.C. to M/S.K.SEEMARAJ, Advocate SR.No. 11668

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IAS

JM/PN/SAR 4/17.03.2020/2P/4C