



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.04.2022

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

W.P (MD)No.7175 of 2022

Kannan

... Petitioner

Vs

The Inspector of Police,
Mattuthavani Police Station,
Mattuthavani,
Madurai District.

... Respondent

PRAYER: Writ Petition filed under Article 226 of Constitution of India, to issue a writ of Mandamus, directing the respondent to consider the representation dated 12.04.2022 and grant permission to conduct Annathanam between 14.04.2022 to 18.04.2022 Annathanam at the petitioner's family Temple viz., "Kannayiramoorthi Temple", Uthangudi, Madurai District.

For Petitioner : Mr.P.M.Vishnuvarthanan
For Respondent : Mr.B.Thanga Aravindh
Government Advocate (Crl. Side)

ORDER

The prayer in this Writ Petition is to direct the respondent to consider the representation, dated 12.04.2022 and grant permission to conduct Annathanam between 14.04.2022 to 18.04.2022 Annathanam at the petitioner's family Temple viz., "Kannayiramoorthi Temple", Uthangudi, Madurai District.

2. Heard the learned counsel for the petitioner as well as the learned Government Advocate (Criminal Side) appearing on behalf of the respondent.

3. In an identical matter, a Division Bench of this Court in an order passed in **W.P. (MD) No.8975 of 2017 dated 10.05.2017 [M.Sakthi Vs. State rep. by the Inspector of Police, Odapatti Police Station, Odapatti, Theni District]**, had granted permission to the petitioner therein to conduct cultural programme on certain conditions. The said conditions read as follows:

"a)The event shall be conducted in an organised and peaceful manner without causing law and order problem.

b)

c)



d) If there is any violation of the above said conditions, the respondents or the duly authorised officer is entitled to take necessary action as per law and stop such performance.

e) In case if there is any discrepancy with regard to the date on which the program is to be conducted, it would be open to the respondent police to extend protection on some other day after giving due notice to the petitioner".

4. This Court is of the view that similar conditions may also be imposed in the present writ petition. Consequently, the Writ Petition Stands allowed. The petitioner is directed to pay a sum of Rs.5,000/- (Rupees Five thousand only) as costs to the credit of Government of Tamil Nadu, CMPRF in IOB, Secretariat Branch, Chennai-9 (Account No.11720 10000 00070, IFSC Code: IOBA0001172) on or before 18.04.2022 and on receipt of the same, the respondent is directed to strictly adhere to the Standard Operating Procedure adopted by the Government of Tamil Nadu and grant permission to the writ petitioner to conduct Annathanam between 14.04.2022 to 18.04.2022 Annathanam at the petitioner's family Temple viz., "Kannayiramoorthis Temple", Uthangudi, Madurai District subject to the aforesaid conditions. There shall be no order as to costs.

Sd/-

Assistant Registrar (P&A)

// True Copy //

13/04/2022

Sub Assistant Registrar(CS-I)

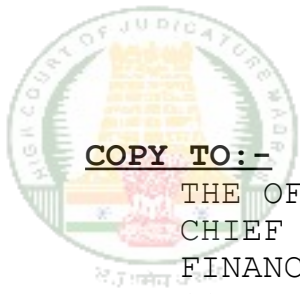
ps

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate / litigant concerned.

To

1. The Inspector of Police,
Mattuthavani Police Station,
Mattuthavani, Madurai District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

<https://hcservices.ecourts.gov.in/hcservices/>



COPY TO:-

THE OFFICER INCHARGE,
CHIEF MINISTER PUBLIC RELIEF FUND,
FINANCE (CMPRF) DEPARTMENT,
GOVERNMENT OF TAMIL NADU,
SECRETARIAT, CHENNAI 600 009.

+1 CC to M/s.P.M. VISHNU VARTHANAN, Advocate (SR-18758[F]
dated 13/04/2022)

Order made in
W.P (MD) No. 7175 of 2022
13.04.2022

SS (CO)
GC (13.04.2022) 3P 5C