



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 29.04.2022

CORAM

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

W.P (MD).No. 9077 of 2022

A.Krishnan

.... Petitioner

Vs.

1.The Deputy Superintendent of Police,
Tenkasi Sub Division,
Tenkasi District.

2.The Sub Inspector of Police,
Elathur Police Station,
Tenkasi District.

....Respondents

Prayer:Petition filed under Article 226 of the Constitution of India praying to issue a writ of mandamus, directing the respondents to grant permission to conduct Chenda Melam in connection with the temple festival scheduled on 16.05.2022 (07.00 pm., to 08.00 pm., and 10.00 pm., to 02.00 am.), 17.05.2022 (10.00 am., to 12.00 am., and 04.00 pm., to 08.00 pm.,) and 18.05.2022 (04.00 am., to 09.00 am.,) in Arulmigu Sri Punnaivanathamman and Arulmigu Sri Muppudathiamman Temple situated at Kanakkapillai Valasai, Shenkottai Taluk, Tenkasi District as stated in the petitioner's representation dated 21.04.2022.

For Petitioner	: Mr.R.J.Karthick
For Respondents	: Mr.R.M.Anbunithi
	Additional Public Prosecutor (Crl.side)

O R D E R

The prayer in this writ petition is to direct the Respondents to grant permission to conduct Chenda Melam in connection with the temple festival scheduled on 16.05.2022 (07.00 pm., to 08.00 pm., and 10.00 pm., to 02.00 am.), 17.05.2022 (10.00 am., to 12.00 am., and 04.00 pm., to 08.00 pm.,) and 18.05.2022 (04.00 am., to 09.00 am.,) in Arulmigu Sri Punnaivanathamman and Arulmigu Sri Muppudathiamman Temple situated at Kanakkapillai Valasai, Shenkottai Taluk, Tenkasi District as stated in the petitioner's representation dated 21.04.2022.

2.Heard the learned counsel for the petitioner as well as the learned **Additional Public Prosecutor (Crl.side)** appearing on behalf

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



of the respondents.

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 to conduct 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) The Program shall be restricted between 6.00 pm., and 11.00 p.m.

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 disposed of. The petitioner is directed to pay a sum of Rs.15,000/- (Rupees Fifteen 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 16.05.2022 and on receipt of the same, the second 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 the program from 16.05.2022 to 18.05.2022 between 6.00 p.m., and 11.00 p.m., at Arulmigu Sri Punnaivanathamman and Arulmigu Sri Muppudathiamman Temple situated at Kanakkapillai Valasai, Shenkottai Taluk, Tenkasi District subject to the aforesaid conditions.

Sd/-

Assistant Registrar (CO)

// True Copy //

/ /2022

Sub Assistant Registrar (CS)

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To

- 1.The Deputy Superintendent of Police,
Tenkasi Sub Division,
Tenkasi District.
- 2.The Sub Inspector of Police,
Elathur Police Station,
Tenkasi District.
- 3.The Joint Secretary to Government,
CMPRF (Finance Department),
Secretariat Branch, Chennai-9.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

W.P (MD).No.9077 of 2022
29.04.2022

_RD(11.05.2022) 3P 5C