



W.P(MD)No.27429 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.12.2022

CORAM :

THE HONOURABLE MR.JUSTICE K.MURALI SHANKAR

W.P(MD)No.27429 of 2022

S.Selvam

... Petitioner

Vs

**1. The Superintendent of Police,
Tenkasi District, Tenkasi.**

**2.The Inspector of Police,
Kadayanallur Police Station,
Tenkasi District.**

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to grant permission and necessary protection to conduct Karakattam, Villisai, sound system programme on 30.01.2023, 31.01.2023 and 01.02.2023 at 08.00 pm to 05.00 am and Adal Padal on 02.02.2023 at 07.00 pm to 12.00 am in connection with “Thiru Vizha” of Arulmugu Sri Pathrakaliamman Thirukovil at Mavadikkal, Kadayanallur, Tenkasi District.

For Petitioner : Mr.V.Manikandan,

**For Respondents : Mr.R.Meenakshi Sundaram,
Additional Public Prosecutor.**



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ORDER

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This writ petitioner filed this Writ Petition seeking for issuance of a Writ of Mandamus, to direct the respondents to grant permission and necessary protection to conduct Karakattam, Villisai, sound system programme on 30.01.2023, 31.01.2023 and 01.02.2023 at 08.00 pm to 05.00 am and Adal Padal on 02.02.2023 at 07.00 pm to 12.00 am in connection with “Thiru Vizha” of Arulmugu Sri Pathrakaliamman Thirukovil at Mavadikkal, Kadayanallur, Tenkasi District.

2. Mr.R.Meenakshi Sundaram, the learned Additional Public Prosecutor takes notice for the respondents. By consent, this writ petition is taken up for final disposal at the admission stage itself.

3.The learned counsel appearing for the petitioner submitted that “Thiru Vizha” at Arulmugu Sri Pathrakaliamman Thirukovil at Mavadikkal, Kadayanallur, Tenkasi District, is going to be held on 30.01.2023. Subsequent to the same, in order to conduct Karakattam, Villisai, sound system programme on 30.01.2023, 31.01.2023 and 01.02.2023 at 08.00 pm to 05.00 am and Adal Padal on 02.02.2023 at



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07.00 pm to 12.00 am, they sought permission of the police by giving a representation dated 22.11.2022. But, the second respondent has not considered the said representation. Since no order was passed, the petitioner has come before this Court for the above said relief.

4.The learned Additional Public Prosecutor appearing for the respondents would submit that the second respondent has received the representation of the petitioner and the same is pending for consideration. He would further submit that the petitioner has sought for permission for conducting programme for four days. However, he may be permitted to conduct programme for one day ie.,02.02.2023.

5. The learned counsel appearing for the petitioner has also accepted the same.

6. I have considered the submission of the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondents.

7. It is brought to the notice of this Court that the Director General of Police, Tamil Nadu, Chennai had issued a circular memorandum in



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Re.007301/Genl.I (1)/2019, dated 09.04.2019, along with instructions to the Inspectors of Police throughout Tamil Nadu for consideration of applications seeking permission for conducting cultural programme. Therefore, in view of the detailed circular and guidelines issued by the Director General of Police, the writ petitioner is directed to file an affidavit before the second respondent police indicating the date and time, and on such filing, the second respondent police is hereby directed to consider the representation of the writ petitioner positively and pass orders imposing necessary conditions based on the above said circular.

8. With the above directions, this Writ Petition stands disposed of.

No costs.

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Index :Yes/No

Internet : Yes/ No

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To

1. The Superintendent of Police,
Tenkasi District, Tenkasi.
2. The Inspector of Police,
Kadayanallur Police Station,
Tenkasi District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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K.MURALI SHANKAR, J

das

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