



W.P(MD)No.118 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.01.2023

CORAM :

THE HONOURABLE MR.JUSTICE K.MURALI SHANKAR

W.P(MD)No.118 of 2023

S.Manikandan

: Petitioner

Vs

1. The Superintendent of Police,
Thoothukudi District,
Thoothukudi

2. The Inspector of Police,
Kovilpatti East Police Station,
Thoothukudi 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 herein to grant permission and protection to conduct the Adal Padal cultural program on 17.01.2023 at about 7.00 PM to 11.00 PM in pursuant to the Pongal Festival conducted by the Nethaji Subash Chandra Bose and Mahakavi Bharathiyar Association at Valluvar Nagar, Kovilpatti Town, Thoothukudi District, consider the petitioner's representation, dated 22.12.2022.



W.P(MD)No.118 of 2023

For Petitioner : Mr.M.Prabu
For Respondents : Mr.E.Antony Sahaya Prabahar
Additional Public Prosecutor

ORDER

The writ petitioner filed this Writ Petition seeking for issuance of a Writ of Mandamus directing the respondents herein to grant permission and protection to conduct the Adal Padal cultural program on 17.01.2023 at about 7.00 PM to 11.00 PM in pursuant to the Pongal Festival conducted by the Nethaji Subash Chandra Bose and Mahakavi Bharathiyar Association at Valluvar Nagar, Kovilpatti Town, Thoothukudi District, consider the petitioner's representation, dated 22.12.2022.

2. Mr.E.Antony Sahaya Prabahar, 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 writ petitioner submitted that the Pongal Festival, which is to be conducted by the Nethaji Subash



W.P(MD)No.118 of 2023

Chandra Bose and Mahakavi Bharathiyar Association at Valluvar Nagar, Koyilpatti Town, Thoothukudi District, is going to be held on 16.01.2023 and 17.01.2023. Subsequent to the same, in order to conduct a cultural programme on 17.01.2023, they sought permission of the police by giving a representation dated 22.12.2022. But, the first respondent has not considered the said representation. Since no order was passed, the writ 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 first respondent has received the representation of the writ petitioner and the same is pending for consideration. He would further submit that they may be permitted to conduct the programme on 17.01.2023 from 07.00 p.m. to 10.00 p.m.

5. At this juncture, the learned counsel appearing for the writ petitioner would submit that they are ready to conduct the programme as stated by the learned Additional Public Prosecutor.

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



W.P(MD)No.118 of 2023

Prosecutor appearing for the respondents.

WEB COPY

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 Rc.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 undertaking affidavit incorporating the date and time of the cultural programme before the second respondent police and on such filing, the second respondent police is hereby directed to consider the representation of the writ petitioner, dated 22.12.2022 and pass suitable orders based on the above said circular.

8. With the above direction, this writ petition stands disposed of.

No costs.

04.01.2023

Index :Yes/No

Internet : Yes/ No

lr

4/6



W.P(MD)No.118 of 2023

WEB COPY

Note : Issue order copy on 12.01.2023

To

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



WEB COPY



W.P(MD)No.118 of 2023

K.MURALI SHANKAR, J

lr

Order made in
W.P(MD)No.118 of 2023

04.01.2023