



W.P(MD)No.1089 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.01.2023

CORAM :

THE HONOURABLE MR.JUSTICE K.MURALI SHANKAR

W.P(MD)No.1089 of 2023

K.Sundaramoorthi

... Petitioner

Vs.

1.The Deputy Superintendent of Police,
Usilampatti Circle,
Madurai District.

2.The Inspector of Police,
Elumalai Police Station,
Elumalai,
Madurai 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 second respondent and requested him to grant permission for conducting “Pongal Thiruvizha” festival followed by cultural programs including the dance program (Adal Padal) schedule to be at 06.00 p.m. on 26.01.2023 at Arulmigu Sri Muththalamman Thirukovil at Vannankulam Village, Peraiyur Taluk, Madurai District.

For Petitioner : Mr.K.Srinivasaragavan

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



W.P(MD)No.1089 of 2023

ORDER

WEB COPY

The writ petitioner filed this Writ Petition seeking for issuance of a Writ of Mandamus directing the second respondent to grant permission for conducting “Pongal Thiruvizha” festival followed by cultural programs including the dance program (Adal Padal) schedule to be at 06.00 p.m. on 26.01.2023 at Arulmigu Sri Muththalamman Thirukovil at Vannankulam Village, Peraiyur Taluk, Madurai District.

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 Pongal Thiruvizha for the temple, by name, “Arulmigu Sri Muththalamman Thirukovil” situated at Vannankulam Village, Peraiyur Taluk, Madurai District, is going to be held on 26.01.2023. Subsequent to the same, in order to conduct a cultural programme on 26.01.2023, they sought permission of the police by giving a representation dated 07.01.2023. But, the respondents have not considered the said



W.P(MD)No.1089 of 2023

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 respondents have 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 26.01.2023 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 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 Rc.007301/Genl.I (1)/2019, dated 09.04.2019, along with instructions to the Inspectors of Police throughout Tamil Nadu for consideration of



W.P(MD)No.1089 of 2023

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 and on such filing, the second respondent is hereby directed to consider the representation of the writ petitioner, dated 07.01.2023 and pass suitable orders based on the above said circular.

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

No costs.

20.01.2023

NCC :Yes/No
Index :Yes/No
Internet : Yes/ No
csm



W.P(MD)No.1089 of 2023

To

WEB COPY

1. The Deputy Superintendent of Police,
Usilampatti Circle,
Madurai District.
2. The Inspector of Police,
Elumalai Police Station,
Elumalai,
Madurai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



W.P(MD)No.1089 of 2023

K.MURALI SHANKAR, J

csn

Order made in
W.P(MD)No.1089 of 2023

Dated : 20.01.2023