



W.P(MD)No.1083 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.1083 of 2023

S.Murugan

: Petitioner

Vs

1. The Deputy Superintendent Of Police,
Uthamapalayam, Theni District.

2. The Sub Inspector of Police,
Odaipatti Police Station,
Theni District.

: Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, direct the second respondent to grant permission and necessary protection to perform the cultural program (ie.,) Adal Padal on 23.01.2023 at 07.00 PM to 10.00 PM in the evening of Kumpabiseha Thiruvizha at Sri Pappammal Kovil, Veppampatti Village, Odaipatti, Theni District.

For Petitioner : Mr.J.Krishna Kumar

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



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ORDER

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The writ petitioner filed this Writ Petition seeking for issuance of a Writ of Mandamus directing the second respondent to grant permission and necessary protection to perform the cultural program (ie.,) Adal Padal on 23.01.2023 at 07.00 PM to 10.00 PM in the evening of Kumpabiseha Thiruvizha at Sri Pappammal Kovil, Veppampatti Village, Odaipatti, Theni 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 Kumpabiseha Thiruvizha for the temple, by name, Sri Pappammal Kovil at Veppampatti Village, Odaipatti, Theni District, is going to be held on 23.01.2023. Subsequent to the same, in order to conduct a cultural programme on 23.01.2023, they sought permission of the police by giving a representation dated 18.01.2023. But, the second respondent has not considered the said representation. Since no order was passed,



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the writ petitioner has come before this Court for the above said relief.

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4. The learned Additional Public Prosecutor appearing for the respondents would submit that the second 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 23.01.2023 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



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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 18.01.2023 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
lr

Note : Issue order copy on 20.01.2023



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To

1. The Deputy Superintendent Of Police,
Uthamapalayam, Theni District.

2. The Sub Inspector of Police,
Odaipatti Police Station,
Theni District.

3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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K.MURALI SHANKAR, J

lr

Order made in
W.P(MD)No.1083 of 2023

20.01.2023