

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.03.2023

CORAM :

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

W.P(MD)No.7073 of 2023

R.Eswaran

... Petitioner

Vs.

1.The Superintendent of Police,
Theni,
Theni District.

2.The Inspector of Police,
Bodinayakkanur 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, directing the respondents to grant permission and necessary protection to conduct the Karakattam programme on 18.04.2023 and Aadal Padal Programme on 19.04.2023 at 08.00 p.m. to 11.00 p.m. in connection with Thiru Vizha of Arulmigu Sri Vadakkathi Kalamman Thirukovil, Perumalgoundanpatty, Bodinayakkanur Taluk, Theni District.

For Petitioner : Mr.R.Karthic Rajan

For Respondents : Mr.R.Suresh Kumar
Government Advocate (Crl. Side)

ORDER

The writ petitioner filed this Writ Petition seeking for issuance of a Writ of Mandamus directing the respondents to grant permission and necessary protection to conduct the Karakattam programme on 18.04.2023 and Aadal Padal Programme on 19.04.2023 at 08.00 p.m. to 11.00 p.m. in connection with Thiru Vizha of Arulmigu Sri Vadakkathi Kaliamman Thirukovil, Perumalgoundanpatty, Bodinayakkanur Taluk, Theni District.

2. Mr.R.Suresh Kumar, learned Government Advocate (Crl. side), 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 Thiru Vizha of Arulmigu Sri Vadakkathi Kaliamman Thirukovil, Perumalgoundanpatty, Bodinayakkanur Taluk, Theni District, is going to be held on 18.04.2023 and 19.04.2023. Subsequent to the same, in order to conduct a cultural programme on 18.04.2023 and 19.04.2023, they sought permission of the Police by giving a representation dated

20.03.2023. But, the second 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 Government Advocate (Crl. side) appearing for the respondents would submit that he has no objection for granting permission to conduct a cultural programme subject to time restriction in between 07.00 p.m to 10.00 p.m. on 18.04.2023 and 19.04.2023, and also submitted that the second respondent has received the representation of the writ petitioner and the same is pending for consideration.

5. I have considered the submission of the learned counsel appearing for the writ petitioner and the learned Government Advocate (Crl. side) appearing for the respondents.

6. 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 second respondent is hereby directed to consider the representation of the writ petitioner, dated 20.03.2023 and pass suitable orders based on the above said circular, in the light of the above submission made by the learned Government Advocate (Crl. side).

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

No costs.

30.03.2023

NCC :Yes/No

Index :Yes/No

Internet : Yes/ No

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To

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

W.P(MD)No.7073 of 2023

G.ILANGO VAN, J

TM

Order made in
W.P(MD)No.7073 of 2023

Dated :30.03.2023