



W.P(MD)No.7367 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.04.2023

CORAM :

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

W.P(MD)No.7367 of 2023

Bhoomi L

... Petitioner

Vs.

1. The Superintendent of Police,
Trichy District.

2. The Inspector of Police,
Vaiyampatti Police Station,
Trichy District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, calling for the records pertaining to the impugned Notice Na.Ka.No. 42/F2PS/2023 dated 23.03.2023 issued by the 2nd respondent and quash the same as illegal and consequently direct the 2nd respondents to grant appropriate prior permission for conducting Cultural Program namely Karakatam and Adal Padal which is scheduled to be held on 07.04.2023 and 08.04.2023 in Sri Bhagavathiamman Temple, Vaiyampatti, Mannaparai Taluk, Trichy District.



WEB COPY



W.P(MD)No.7367 of 2023

For Petitioner : Mr. Narayanakumar K P
For Respondents : Mr.S.Manikandan
Government Advocate (Crl. Side)

ORDER

This writ petitioner filed this Writ Petition seeking for issuance of a Writ of Certiorarified Mandamus, calling for the records pertaining to the impugned Notice Na.Ka.No. 42/F2PS/2023 dated 23.03.2023 issued by the 2nd respondent and quash the same as illegal and consequently direct the 2nd respondents to grant appropriate prior permission for conducting Cultural Program namely Karakatam and Adal Padal which is scheduled to be held on 07.04.2023 and 08.04.2023 in Sri Bhagavathiamman Temple, Vaiyampatti, Mannaparai Taluk, Trichy District.

2. Mr.S.Manikandan, 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 festival for the temple, by name, “Sri Bhagavathiamman Temple,



W.P(MD)No.7367 of 2023

Vaiyampatti, Mannaparai Taluk, Trichy District”, is going to be held on 07.04.2023 and 08.04.2023. Subsequent to the same, in order to conduct a cultural programme on 07.04.2023 and 08.04.2023, they sought permission of the police by giving a representation dated 23.03.2023. But, the second respondent has considered and rejected the said representation. Challenging the same, 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 if fresh representation is given to the second respondent, the same will be considered.

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

6. It is noted that the second respondent police without considering the circular of the Director General of Police, Tamil Nadu, Chennai in Rc.007301/Genl.I (1)/2019 dated 09.04.2019 passed the impugned order.



W.P(MD)No.7367 of 2023

7. In view of the circular issued by the Director General of Police, Tamil Nadu, Chennai in Rc.007301/Genl.I (1)/2019 dated 09.04.2019, rejection order in Na.Ka.No.42/F2PS/2023, dated 23.03.2023, passed by the 2nd respondent is hereby set aside. The writ petitioner is directed to file a fresh representation before the second respondent and on such representation, the second respondent shall consider the same and pass suitable orders based on the above said circular and the time for conducting the cultural programme may be fixed by the concerned authority, depending upon the situation in the locality.

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

No costs.

03.04.2023

NCC : Yes/No

Index : Yes/No

Internet : Yes/ No

Indu



W.P(MD)No.7367 of 2023

G.ILANGO VAN, J

Indu

To

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

Order made in
W.P(MD)No.7367 of 2023

Dated : 03.04.2023