

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 31.03.2023

CORAM :

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

W.P(MD)No.7146 of 2023

B.Ponnusamy

... Petitioner

Vs.

1.The Deputy Superintendent of Police,
O/o. The Deputy Superintendent of Police,Theni District,
Aundipattiy, Theni District.

2.The Inspector of Police,
K.Vilakku 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 perform the cultural programme i.e., Adal Padal on the eve of Arulmighu Sri Kalamman Temple Festival at Amman Kovil Street, Kovilpatti, Aundipatty, Theni District, which is to be held on 08.04.2023 from 7.00 pm to 10.00 pm based on the petitioner's representation in person on 11.03.2023.

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

ORDER

This writ petitioner filed this Writ Petition seeking for issuance of a Writ of Mandamus directing the respondents, directing the respondents to permit the petitioner to conduct “Adal Padal” program in Arulmighu Sri Kaliamman Temple Festival at Amman Kovil Street, Kovilpatti, Aundipatty, Theni District on 08.04.2023 from 7.00 pm to 10.00 pm onwards and to provide adequate police protection.

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 Kaliamman Temple Festival at Amman Kovil Street, Kovilpatti, Aundipatty, Theni District, is going to be held on 08.04.2023. Subsequent to the same, in order to conduct a cultural programme on 08.04.2023 from 07.00 p.m. to 10.00 pm onwards, they sought permission of the police by giving a representation, dated 11.03.2023. 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 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 third respondent is hereby directed to consider the representation of the writ petitioner, dated 11.03.2023 and pass suitable orders based on the above said circular.

7. With the above direction, this Writ Petition stands disposed of.

No costs.

31.03.2023

NCC :Yes/No

Index :Yes/No

Internet : Yes/ No

trp

To

- 1.The Deputy Superintendent of Police,
O/o. The Deputy Superintendent of Police,Theni District,
Aundipattiy, Theni District.
- 2.The Inspector of Police,
K.Vilakku Police Station,
Theni District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

W.P(MD)No.7146 of 2023

G.ILANGO VAN,J

trp

Order made in
W.P(MD)No.7146 of 2023

Dated : 31.03.2023