

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 31.03.2023

CORAM :

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

W.P(MD)No.7155 of 2023

K. Andichamy

... Petitioner

Vs.

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

2.The Inspector of Police,
Sanarpatti Police Station,
Dindigul 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 the Adal Padal Programme to be held on 06.04.2023 at about 6.00 pm to 11 pm in connection with Thiruvizha of Arulmigu Sri Mariamman, Bagavathiamman and Kaliamman Thirukoil at Kuva.Kurumbapaatti Village, Dindigul Taluk, Dindigul District.

For Petitioner : Mr. Sundarapandian

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 to grant permission and necessary protection to conduct the the Adal Padal Programme to be held on 06.04.2023 at about 6.00 pm to 11 p.m., in connection with Thiruvizha of Arulmigu Sri Mariamman, Bagavathiamman and Kaliamman Thirukoil at Kuva.Kurumbapaatti Village, Dindigul Taluk, Dindigul 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, “Arulmigu Sri Mariamman, Bagavathiamman and Kaliamman Thirukoil at Kuva.Kurumbapaatti Village, Dindigul Taluk, Dindigul District, is going to be held on 06.04.2023. Subsequent to the same, in order to conduct a cultural programme on 06.04.2023 at about 06.00 p.m., to 11.00 p.m, they sought

permission from the police by giving a representation dated 21.03.2023. 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. He further submitted because of the rivalry between two groups of people in the earlier occasion two FIR has been registered against the petitioner and the counter parties, over which, the apprehension of breach of peace by the respondents.

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 21.03.2023 and also considering the submission made by the learned Government Advocate(Crl. Side), pass suitable order by taking into account the ground situated today. Depending upon the outcome of the representation dated 21.03.2023, the petitioner shall workout his remedy through appropriate proceedings.

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 Superintendent of Police,
Dindigul,
Dindigul District.

2.The Inspector of Police,
Sanarpatti Police Station,
Dindigul District.

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

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G.ILANGO VAN,J

trp

Order made in

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