



W.P.(MD) No.12562 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 24.05.2023

CORAM:

**THE HONOURABLE MR.JUSTICE M.S.RAMESH
and
THE HONOURABLE MS.JUSTICE P.T.ASHA**

**W.P.(MD) No.12562 of 2023
and
W.M.P.(MD) No.10616 of 2023**

M.Raman

... Petitioner

-VS-

The Inspector of Police,
T.Kallupatti Police Station,
Madurai District.

... Respondent

Prayer: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned proceedings in ந.க.எண்.06/தே.கல்லுப்பட்டி காவல்-வட்டம்/2023 dated 21.05.2023 issued by the Respondent and quash the same and consequently direct the respondent to give permission to the petitioner Village Committee to conduct “Adalum Padalum” function on the Eve of Arulmigu Kaliyamman Temple Festival on 30.05.2023, 31.05.2023 and 01.06.2023.



W.P.(MD) No.12562 of 2023

WEB COPY

For Petitioner : Mr.R.Gowrishankar

For Respondents : Mr.A.Kannan
Additional Government Pleader

ORDER

[Order of the Court was made by P.T.Asha, J.]

This writ petition has been filed seeking a Certiorarified Mandamus to quash the order passed by the respondent in his proceedings in ந.க.எண். 06/தே.கல்லுப்பட்டி காவல்-வட்டம்/2023, dated 21.05.2023, quash the same and direct the respondent to give permission to the village committee to conduct the cultural festival of Arulmighu Kaliyamman Temple Festival which is to be held on 30.05.2023, 31.05.2023 and 01.06.2023.

2. Heard the learned counsel on either side.

3. A reading of the impugned order would show that the permission has been denied, since in the earlier occasion on 18.07.2021, similar cultural program had led to a law and order situation and criminal proceedings were initiated against the organisers under Sections 147, 148, 294(b), 324, 323, 506(ii) IPC.



W.P.(MD) No.12562 of 2023

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Further, on 14.01.2023, violating the permission granted by the respondent, Kabbadi competition had been conducted where once again there was a law and order situation in the very same village. Therefore, if permission is granted to conduct the cultural event, once again it would give rise to law and order situation.

4. Taking into account the reasons set out in the impugned order and also taking into consideration the fact that there appears to be some rivalry amongst two groups, the apprehension of the respondent appears to be *bona fide* and the rejection of permission cannot be faulted with. Consequently, this Writ Petition is dismissed. No costs. Connected miscellaneous petition is closed.

[M.S.R., J.] [P.T.A., J.]
24.05.2023

NCC : Yes/No
Index : Yes/No
Internet : Yes

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W.P.(MD) No.12562 of 2023

M.S.RAMESH, J.
and
P.T.ASHA, J.

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To

The Inspector of Police,
T.Kallupatti Police Station,
Madurai District.

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