

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :14.09.2023

CORAM

THE HONOURABLE DR.JUSTICE D.NAGARJUN

W.P.(MD)No.22311 of 2023

and

W.M.P.(MD).Nos.18594 & 18595 of 2023

S.Vijayakumar

... Petitioner

Vs

1.The District Collector,
Trichy.

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

3.The Sub-Inspector of Police,
Vaiyampatty Police Station,
Trichy District.

4.Sanmugam

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorarified Mandamus, calling for the records in pursuant to the impugned order passed by the third respondent in Na.Ka.No. 185/F2PS/2023, dated 07.09.2023 and quash the same as it is illegal and directing the respondents to grant permissions to celebrate the Vinayakar Chathurthi festival scheduled to be held on 18.09.2023 to 20.09.2023 in front of Sri Vinayagar Temple, Kumaramapatty, Manaparai Taluk, Trichy District, by considering the petitioner's representation, dated 08.09.2023.

For Petitioner	: Mr.Karthikeya Venkitachalapathy
For R-1 to R-3	: Mr.B.Thanga Aravindh
	Government Advocate (Criminal Side)

ORDER

This Writ Petition is filed under Article 226 of the Constitution of India seeking for a direction to the respondent Police to grant permission for the petitioner to install idol in front of Sri Vinayagar Temple, Kumaramapatty, Manaparai Taluk, Trichy District, by setting aside the order passed by the third respondent Police, dated 07.09.2023 in Na.Ka.No.185/F2PS/2023.

2. It is submitted by learned counsel for the petitioner that every year, the villagers have been installing the Vinayagar idol in front of Sri Vinayagar Temple, Kumaramapatty, Manaparai Taluk, Trichy District and this year also, when permission is sought for, it was rejected on the ground that respondent No.4 is opposing the same. It is submitted by learned counsel for the petitioner that earlier in respect of conducting of a temple festival, when a dispute arose, the petitioner approached this Court and a direction was given, accordingly, the Peace Committee Meeting was conducted, though it was decided that all the villagers shall participate in the temple festival jointly. It is further submitted that the respondent No.4 and his people have not collected the donations from the petitioner.

3. Learned Government Advocate (Criminal Side) has submitted that on account of dispute arose between the petitioner and the fourth

respondent in respect of the installation of the Vinayagar idol at the same place, the permission is rejected.

4. Considering the circumstances, there are disputes among the various factions of the village in respect of conducting the Vinayagar Chathurthi festival from 18.09.2023 to 20.09.2023, the Deputy Superintendent of Police, Manapparai, is hereby directed to conduct the meeting of all the factions of the village and bring about consensus by convincing them to install single idol in front of the Vinayagar Temple.

5. With this observation, the Writ Petition is disposed of. No costs. Consequently, the connected miscellaneous petitions are closed.

14.09.2023

NCC:yes/no

Index:yes/no

Internet:yes/no

tsg

Note : Issue Order Copy by **15.09.2023**

W.P.(MD)No.22311 of 2023

DR.D.NAGARJUN, J.

tsg

To

1.The District Collector,
Trichy.

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

3.The Sub-Inspector of Police,
Vaiyampatty Police Station,
Trichy District.

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

W.P.(MD)No.22311 of 2023

14.09.2023