



W.P(MD)No.23857 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.10.2023

CORAM :

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

W.P(MD)No.23857 of 2023

V.Jegadheeshkumar

... Petitioner

Vs.

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

2.The Sub-Inspector of Police,
Myladumparai 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 Certiorarified Mandamus, calling for the records pertaining to the rejection order in proceedings in Na.Ka.no. 03/Mike/Ma.Ka.Ni/2023 passed by the 2nd respondent dated 23.09.2023 and quash the same and consequently direct the respondents to grant permission and protection for Adal Padal program scheduled to be held on 04.10.2023 at 06.00 PM to 11.00 PM in connection with Thiruvizha at Arulmigu Sri Manthaiyamman Thirukovil at Kumananthozhu, Andipatty Taluk, Theni District.



W.P(MD)No.23857 of 2023

For Petitioner : Mr.V.Manikandan
For Respondents : Mr.R.M.Anbunithi
Additional Public Prosecutor

ORDER

This writ petitioner filed this Writ Petition seeking for issuance of a Writ of Certiorarified Mandamus, calling for the records pertaining to the rejection order in proceedings in Na.Ka.no.03/Mike/Ma.Ka.Ni/2023 passed by the 2nd respondent dated 23.09.2023 and quash the same and consequently direct the respondents to grant permission and protection for Adal Padal program scheduled to be held on 04.10.2023 at 06.00 PM to 11.00 PM in connection with Thiruvizha at Arulmigu Sri Manthaiyamman Thirukovil at Kumananthozhu, Andipatty Taluk, Theni District.

2. Mr.R.M.Anbunithi, learned Additional Public Prosecutor takes notice for the respondents.

3.Heard both sides.



W.P(MD)No.23857 of 2023

4. The learned counsel appearing for the writ petitioner submitted that festival for the temple, by name, “Arulmigu Sri Manthaiyamman Thirukovil at Kumananthozhu, Andipatty Taluk, Theni District”, is going to be held on 04.10.2023. Subsequent to the same, in order to conduct a cultural programme on that date, they sought permission of the police by giving a representation. 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.

5.The learned Government Advocate (Crl. Side) would submit that citing that there is some possibility of law and order problem in the proposed place, where the above said event is going to be conducted, the above said representation was rejected by the proceedings in Na.Ka.no. 03/Mike/Ma.Ka.Ni/2023 passed by the 2nd respondent dated 23.09.2023. The counsel for the petitioner is ready to give fresh representation by mentioning place, time and date.

6. Without assigning any reason, the petitioner's representation came to be registered by order dated 23.09.2023 citing, the law and order issue. I find absolutely no ground for the rejection order. There shall be



W.P(MD)No.23857 of 2023

a direction to the petitioner to give fresh representation by mentioning the place, time and date. If such representation is made the same may be considered and pass orders by the second respondent forthwith following the order following the order of the Hon'ble Division Bench of this Court passed in the case of ***C.Sathasivam Vs. The Superintendent of Police, Trichy District and another***, in ***W.P.(MD).No.12535 of 2023***, dated ***24.05.2023*** and in the light of the circular of the Director General of Police, Tamil Nadu, Chennai in Rc.007301/Genl.I (1)/2019 dated 09.04.2019.

7. With the above said directions, this writ petition stands disposed of and the rejection order that has been passed by the second respondent dated 23.09.2023, is hereby set aside.

03.10.2023

NCC : Yes/No

Index : Yes/No

Internet : Yes/ No

Note: Issue order copy on **03.10.2023**

pnn



W.P(MD)No.23857 of 2023

WEB COPY

To

- 1.The Superintendent of Police, Theni District, Theni.
- 2.The Sub-Inspector of Police, Myladumparai Police Station,
Theni District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



WEB COPY



W.P(MD)No.23857 of 2023

G.ILANGO VAN, J

pnn

Order made in
W.P(MD)No.23857 of 2023

Dated : 03.10.2023