



W.P(MD)No.24419 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.10.2023

CORAM :

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

W.P(MD)No.24419 of 2023

Thirunavukarasu

... Petitioner

Vs.

1. The Superintendent of Police,
O/o. the Superintendent of Police,
Surveyor Colony,
Madurai 625 007.
2. The Deputy Superintendent of Police,
Samayanallur,
Madurai District.
3. The Inspector of Police,
Nagamalai Pudukottai Police Station,
Madurai District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, to direct the respondents to grant permission to conduct cultural program on 11.10.2023 in the eve of Puratasi Pongal Festival in Sri Malaiyadi Ayyanar Karuppanaswamy Temple pursuant to the petitioners representation dated 22.09.2023.



W.P(MD)No.24419 of 2023

For Petitioner : Mr. G.Anto Prince
For Respondents : Mr.R.M.Anbunithi,
Additional Public Prosecutor.

ORDER

This writ petitioner filed this Writ Petition seeking for issuance of a Writ of Mandamus, to direct the respondents to grant permission to conduct cultural program on 11.10.2023 in the eve of Puratasi Pongal Festival in Sri Malaiyadi Ayyanar Karuppanaswamy Temple pursuant to the petitioner's representation dated 22.09.2023.

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

3.Heard both sides.

4. The learned counsel appearing for the writ petitioner submitted that festival for the temple, by name, "Sri Malaiyadi Ayyanar Karuppanaswamy Temple", is going to be held on 11.10.2023. Subsequent to the same, in order to conduct a cultural programme on 11.10.2023, they sought permission of the police by giving a



W.P(MD)No.24419 of 2023

representation. 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.

5.The learned Additional Public Prosecutor would submit that the above said representation was rejected by the second respondent by the order dated 08.10.2023 stating that there is some possibility of law and order problem in the proposed place, where the above said event is going to be conducted.

6. The learned counsel for the petitioner is ready to give fresh representation by mentioning alternative place, time and date.

7. Without assigning any reason, the petitioner's representation came to be rejected by order dated 08.10.2023, citing the law and order issue. I find absolutely no ground mentioned in the rejection order. There shall be a direction to the petitioner to give fresh representation by mentioning the alternative 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 of the Hon'ble Division Bench



W.P(MD)No.24419 of 2023

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.

8. With the above said directions, this writ petition stands disposed of and the rejection order that has been passed by the second respondent dated 08.10.2023, is hereby set aside.

09.10.2023

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



W.P(MD)No.24419 of 2023

WEB COPY To

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



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W.P(MD)No.24419 of 2023

G.ILANGO VAN, J

Indu

Order made in
W.P(MD)No.24419 of 2023

Dated : 09.10.2023