



W.P(MD)No.24216 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.10.2023

CORAM :

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

W.P(MD)No.24216 of 2023

N.S.Balamurugan

... Petitioner

Vs.

1.The Assistant Commissioner of Police,
Thirupparankundram,
Madurai City.

2.The Inspector of Police,
W1,Thirunagar Police Station,
Madurai.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned order passed by the 2nd respondent in his proceedings in Na.Ka.No. 245/W1 L and O PS/MC/2023, dated 30.09.2023 and quash the same as illegal, consequently, directing the respondents to grant permission and necessary protection to conduct the Adal Padal programme on 12.10.2023 at 06.00 pm to 11.00 pm in connection with Thiru Vizha of Arulmigu Sri Veyyilugantha Amman Thirukovil, Thirukumaran Nagar, Thirunagar, Madurai.



W.P(MD)No.24216 of 2023

For Petitioner : Mr.R.Karthic Rajan
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, to call for the records pertaining to the impugned order passed by the 2nd respondent in his proceedings in Na.Ka.No. 245/W1 L and O PS/MC/2023, dated 30.09.2023 and quash the same as illegal, consequently, directing the respondents to grant permission and necessary protection to conduct the Adal Padal programme on 12.10.2023 at 06.00 pm to 11.00 pm in connection with Thiru Vizha of Arulmigu Sri Veyvilugantha Amman Thirukovil, Thirukumaran Nagar, Thirunagar, Madurai.

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

3.Heard both sides.



W.P(MD)No.24216 of 2023

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4. The learned counsel appearing for the writ petitioner submitted that festival for the temple, by name, "Arulmigu Sri Veyyilugantha Amman Thirukovil", is going to be held on 12.10.2023. 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 village, proposed place where the above said event is going to be conducted, the above said representation was rejected by the order dated 30.09.2023. 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 rejected by order dated 30.09.2023 citing, the law and order issue. I find absolutely no ground mentioned in the rejection order.



W.P(MD)No.24216 of 2023

There shall be 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 30.09.2023, is hereby set aside.

06.10.2023

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

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W.P(MD)No.24216 of 2023

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To

- 1.The Assistant Commissioner of Police,
Thirupparankundram,
Madurai City.
- 2.The Inspector of Police,
W1,Thirunagar Police Station,
Madurai.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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W.P(MD)No.24216 of 2023

G.ILANGOVA, J

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Order made in
W.P(MD)No.24216 of 2023

Dated : 06.10.2023