



W.P(MD)No.24346 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.24346 of 2023

P.Jagatheesh

... Petitioner

Vs.

1. The Superintendent of Police,
Thoothukudi District
Thoothukudi.

2. The Deputy Superintendent of Police,
Kovilpatti,
Thoothukudi District.

3. The Inspector of Police,
Kalugumalai
Thoothukudi District.

... 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 on the file of the 3rd respondent in connection with the impugned order of rejection passed in his proceedings No.NIL dated 28.09.2023 and quash the same as illegal and arbitrary and consequently direct the respondents to grant permission to conduct the Dharna and Protest against Kalugumalai Town Panchayat in a peaceful manner near by Kammavar Kalyana Mandapam, Kalugumalai on 22.10.2023 for the following among other facts and circumstances of the case.



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For Petitioner : Mr.G.Thalaimuthurasu,
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 on the file of the 3rd respondent in connection with the impugned order of rejection passed in his proceedings No.NIL dated 28.09.2023 and quash the same as illegal and arbitrary and consequently direct the respondents to grant permission to conduct the Dharna and Protest against Kalugumalai Town Panchayat in a peaceful manner near by Kammavar Kalyana Mandapam, Kalugumalai on 22.10.2023 for the following among other facts and circumstances of the case.

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

3.Heard both sides.

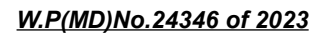


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4. The learned counsel appearing for the writ petitioner submitted that the Kalugumalai Town Panchayat is not providing drinking water and other facilities to the people regularly, so the Bharatiya Janata Party has decided to conduct a dharna and protest against the Kalugumalai Town Panchayat in a peaceful manner near by Kammavar Kalyana Mandapam, Kalugumalai on 22.10.2023, for which, the petitioner sought permission of the police by giving a representation. But, the third respondent had 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 Additional Public Prosecutor would submit that the above said representation was rejected stating that the proposed area is heavily traffic congestion area. Apart from that, in a routine manner, such sort of representation has been made by the petitioner.

6. The petitioner must avoid such sort of representation in a casual manner. Without making any pre-arrangement, the repeated representation has been made by the petitioner changing the place as well as the idea. Such sort of attitude cannot be appreciated.



7. Apart from that, the learned Additional Public Prosecutor would

8. Let fresh representation be made by the petitioner by

9. With the above said directions, this writ petition stands disposed

09.10.2023

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



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To

1. The Superintendent of Police,
Thoothukudi District
Thoothukudi.
2. The Deputy Superintendent of Police,
Kovilpatti,
Thoothukudi District.
3. The Inspector of Police,
Kalugumalai
Thoothukudi District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGO VAN, J

Indu

Order made in
W.P(MD)No.24346 of 2023

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