



W.P(MD)No.24350 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.24350 of 2023

S.Pradeep

... Petitioner

Vs.

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

2. The Deputy Superintendent of Police,
Thirumangalam Sub Division,
Thirumangalam
Madurai District.

3. The Inspector of Police,
Thirumangalam Taluk Police Station,
Thirumangalam,
Madurai 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 records vide in rejected letter dated Na.Ka.no. 18/Kaa.Aa.Thi.Thi.Va./2023 dated 01.10.2023 issued by the 3rd respondent and to quash the same as illegal, arbitrary and ultra virus to the constitution of India and further direct the 3rd respondent to grant permission for conducting Aadal Padal Programme is to be held as on 11.10.2023 at 07.00 PM to 11.00 PM and to the Temple Purattasi Pongal



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Vizha at Arulmigu Sri Manthaiyamman - Vadakkuvachi Yamman Temple, situated at Pungankulam Village, Thirumangalam Taluk, Madurai District.

For Petitioner : Mr. R.Sundar

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 records vide in rejected letter dated Na.Ka.no.18/Kaa.Aa.Thi.Thi.Va./2023 dated 01.10.2023 issued by the 3rd respondent and to quash the same as illegal, arbitrary and ultra virus to the constitution of India and further direct the 3rd respondent to grant permission for conducting Aadal Padal Programme is to be held as on 11.10.2023 at 07.00 PM to 11.00 PM and to the Temple Purattasi Pongal Vizha at Arulmigu Sri Manthaiyamman - Vadakkuvachi Yamman Temple, situated at Pungankulam Village, Thirumangalam Taluk, Madurai District.

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



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3.Heard both sides.

4. The learned counsel appearing for the writ petitioner submitted that festival for the temple, by name, “Arulmigu Sri Manthaiyamman - Vadakkuvachi Yamman Temple, situated at Pungankulam Village, Thirumangalam Taluk, Madurai District", 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 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 second respondent Police appeared before this Court and stated 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 order vide his proceedings No.Nil dated Nil. The counsel for the petitioner is ready to give fresh representation by mentioning alternative place, time and date.



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6. Without assigning any reason, the petitioner's representation came to be rejected by order dated 01.10.2023 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 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 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 01.10.2023, is hereby set aside.

09.10.2023

NCC :Yes/No
Index :Yes/No
Internet : Yes/ No
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- To
1. The Superintendent of Police,
Madurai,
Madurai District.
 2. The Deputy Superintendent of Police,
Thirumangalam Sub Division,
Thirumangalam
Madurai District.
 3. The Inspector of Police,
Thirumangalam Taluk Police Station,
Thirumangalam,
Madurai 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.24350 of 2023

Dated : 09.10.2023