



DATED: 16.02.2024

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.3889 of 2024

.. Petitioner

Vs.

1. Directorate for Welfare of the Differently Abled
No.5, Kamarajar Salai, Lady Wellington College Campus
Chennai – 600 005.
2. District Differently Abled Welfare Officer
DMS Campus, Teynampet, Chennai – 600 018.
3. The Director
School Education Department
DPI Campus, College Road, Chennai – 600 006.
4. Commissioner of Police
Greater Chennai City Police Commissioner's Office
E.V.R.Periyar Salai, Chennai – 600 007.



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5. Inspector of Police
F3, Valluvar Kottam High Road
Ponnangipuram, Nungambakkam
Chennai – 600 006.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus, directing respondents to let graduate blind students to do demonstration in a peaceful manner.

For the Petitioner : Mr.R.Prabhakaran

For the Respondents : Mr.A.Edwin Prabakar
State Government Pleader
assisted by Mr.T.K.Saravanan
Government Advocate
for R1 to R3

Mr.J.Ravindran
Additional Advocate General
assisted by Mr.R.Muniyapparaj
Additional Public Prosecutor
and Mr.M.Sylvester John
for R4 and R5

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.R.Prabhakaran, learned counsel for the petitioner,
Mr.A.Edwin Prabakar, learned State Government Pleader assisted by



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Mr.T.K.Saravanan, learned Government Advocate for respondents 1 to 3 and Mr.J.Ravindran, learned Additional Advocate General assisted by Mr.R.Muniyapparaj, learned Additional Public Prosecutor and Mr.M.Sylvester John, learned counsel for respondents 4 and 5.

2. The present petition is filed seeking directions against the respondents to allow the peaceful protest of the blind students.

3. No doubt, to protest or to demonstrate is a right. However, the right is to be exercised in a lawful manner.

4. The petitioner is at liberty to apply to the concerned authority for demonstration/protest at an appropriate place, which application shall be considered by the concerned authority on its own merits and in accordance with law. In case some adverse orders are passed, not permitting to protest or demonstrate, the petitioner can agitate against the same.



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5. With these observations, the writ petition stands disposed of.
There shall be no order as to costs. Consequently, W.M.P.No.4221 of 2024 is closed.

(S.V.G., CJ.)

(D.B.C., J.)

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Index : Yes/No
Neutral Citation : Yes/No

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THE HON'BLE CHIEF JUSTICE
AND
D.BHARATHA CHAKRAVARTHY, J.

(drm)

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