



WEB COPY



W.P.No.9861 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.04.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE J.SATHYA NARAYANA PRASAD

W.P.No.9861 of 2024

Marumalarchi Makkal Iyakkam, Covai  
rep. by its President V.Eswaran,  
40/3, Sengappa Konar Street,  
Kurichi, Sundarapuram,  
Coimbatore-641 024.

.. Petitioner

Vs

- 1.Election Commission of India,  
rep. by its Chief Election Commissioner,  
Nirvachan Sadan,  
Ashoka Road,  
New Delhi-110 001.
- 2.The Chief Electoral Officer,  
Tamil Nadu,  
Public (Elections) Department,  
Secretariat, Fort St. George,  
Chennai-600 009.
- 3.The District Election Officer/District Collector,  
Coimbatore Parliamentary Constituency,  
Collectorate, Coimbatore.



W.P.No.9861 of 2024

4.The Assistant Electoral Officer,  
120 Coimbatore South Legislative Assembly  
Coming within 20 Coimbatore Parliamentary  
Constituency and  
Deputy Commissioner,  
Coimbatore Corporation,  
Coimbatore.

5.The Commissioner of Police,  
Office of the Commissioner of Police,  
Coimbatore-641 018.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of certiorarified mandamus calling for the records of order in Na.Ka.No.7024/2023/Election signed on 26.03.2024 on the file 4<sup>th</sup> respondent and quash the same and consequently direct the respondents 3 and 4 to grant permission to the petitioner to observe hunger strike at Sivanandha Colony from 8.4.2024 to 12.4.2024 by considering the petitioner's representation dated 2.4.2024.

For the Petitioner : Mr.N.Ponraj

For the Respondents : Mr.Niranjana Rajagopalan  
Standing Counsel  
for respondents 1 to 4

: Mr.R.Muniyapparaj  
Addl. Public Prosecutor  
assisted by  
Mr.Sylvester John  
for respondent No.5



W.P.No.9861 of 2024

ORDER

(Order of the court was made by the Hon'ble Chief Justice)

Heard Mr.N.Ponraj, learned counsel for the petitioner; Mr.Niranjan Rajagopalan, learned Standing Counsel for respondents 1 to 4; and, Mr.R.Muniyapparaj, learned Additional Public Prosecutor, assisted by Mr.Sylvester John, learned counsel for the fifth respondent.

2. Learned counsel for the petitioner submits that permission is not granted to the petitioner to observe the hunger strike.

3. Learned Standing Counsel for respondents 1 to 4 submits that permission has been granted to the petitioner to observe the hunger strike on 11.04.2024, by imposing certain conditions.

4. As permission has already been granted to the petitioner to observe hunger strike with certain conditions, the grievance of the petitioner that the respondent authorities have rejected the permission would not subsist.



W.P.No.9861 of 2024

5. Accordingly, the writ petition is disposed of. There shall be no order as to costs.

(S.V.G., CJ.)

(J.S.N.P., J.)

08.04.2024

Index : Yes/No  
Neutral Citation : Yes/No  
bbr

To

- 1.The Chief Election Commissioner,  
Election Commission of India,  
Nirvachan Sadan, Ashoka Road,  
New Delhi-110 001.
- 2.The Chief Electoral Officer,  
Tamil Nadu, Public (Elections) Department,  
Secretariat, Fort St. George,  
Chennai-600 009.
- 3.The District Election Officer/District Collector,  
Coimbatore Parliamentary Constituency,  
Collectorate, Coimbatore.
- 4.The Assistant Electoral Officer,  
120 Coimbatore South Legislative Assembly  
Coming within 20 Coimbatore Parliamentary  
Constituency and Deputy Commissioner,  
Coimbatore Corporation, Coimbatore.
- 5.The Commissioner of Police,  
Office of the Commissioner of Police,  
Coimbatore-641 018.



WEB COPY



W.P.No.9861 of 2024

THE HON'BLE CHIEF JUSTICE  
AND  
J.SATHYA NARAYANA PRASAD,J.

bbr

W.P.No.9861 of 2024

08.04.2024