



WP(MD) No.6790 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: **20.03.2024**

CORAM:

THE HONOURABLE **MR.JUSTICE SATHI KUMAR SUKUMARA KURUP**

W.P.(MD) No.6790 of 2024

S.Sivaprakash

... Petitioner

/vs./

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

2.The Sub-Inspector of Police,  
Thuvarankurichi Police Station,  
Trichy District.

... Respondents

**PRAYER:** Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorarified Mandamus, to call for the records pertaining to the rejection order dated 11.03.2024 passed by the second respondent and quash the same and consequently direct the respondents to grant permission and protection for conducting Adal Padal Program scheduled to be held on 11.04.2024 at 6.00 pm to 11.00 pm in connection with Thiruvizha at Arulmigu Sri Muthumariamman Thirukovil, Akkiyampatti Village, Marungapuri Taluk, Trichy District.



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For Petitioner : Mr.V.Manikandan  
For Respondents : Mr.B.Thanga Aravindh  
Government Advocate (Criminal Side)

### **ORDER**

The learned Counsel for the Petitioner submitted that the Petitioner had filed this petition to quash the order dated 11.03.2024, passed by the second respondent and with a consequential direction to the Respondents for granting Permission and necessary protection to conduct the Adal Padal Program scheduled to be held on 11.04.2024 at 6.00 pm to 11.00 pm in connection with Thiruvizha at Arulmigu Sri Muthumariamman Thirukovil, Akkiyampatti Village, Marungapuri Taluk, Trichy District.

2. It is the further contention of the learned Counsel for the Petitioner that the representation of the Petitioner dated 10.03.2024 was rejected by the second Respondent vide order dated 11.03.2024. Having no other way, the Petitioner approached this Court by way of filing this petition.

3. The learned Government Advocate (Criminal Side) on instructions from the Respondents would submit that the Respondent Police rejected the



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representation of the Petitioner on the ground that Lok Sabha election has been declared and the election process has been commenced. Also, the place chosen to conduct the event is congested one. Therefore, the organizers of the event shall obtain necessary permission regarding cultural event, from the Executive Magistrate of the area concerned, without which the Respondents cannot grant permission. Since the Election Code of Conduct has come into force, it is essential for the Petitioner to get permission from the Executive Magistrate concerned.

4. Considering the submissions of the learned Counsel for the Petitioner and the learned Government Advocate (Criminal Side), the Petitioner is directed to give a fresh representation by today itself (20.03.2024) before the Tahsildar concerned, since the Executive Magistrate are busy with the election related activities and the Deputy Tahsildar concerned also granted powers during the election time. On receipt of such representation, either the Tahsildar or the Deputy Tahsildar of the area concerned shall pass appropriate orders, considering the right of the Petitioner to hold the event as well as the peaceful atmosphere prevailing in the Village, with regard to the Adal Padal dance program in connection with Thiruvizha at Arulmigu Sri Muthumariamman



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Thirukovil, Akkiyampatti Village, Marungapuri Taluk, Trichy District scheduled to be held on 11.04.2024 at 6.00 pm to 11.00 pm. In the event of granting permission, the Petitioner / organizers of the event shall give an undertaking that not to put up any flex boards praising any religious or communal leaders provoking any communal tensions in the programme. It is made clear that the program shall not affect either religious or communal harmony and shall be conducted without any discrimination based on caste. The organizers of the event shall give an undertaking to that effect to the Executive Magistrate concerned and also to the Respondents. Also, the Petitioner shall pay appropriate charges as per the circular of the Director General of Police, Tamil Nadu / Head of State Police Force, Tamil Nadu, regarding deployment of Police personnel for Police protection.

5. With the above direction, this Writ Petition is disposed of. No costs.

**20.03.2024**

NCC : Yes / No

Index : Yes / No

Internet : Yes / No

Nsr

**Note: Issue Order Copy on 20.03.2024.**



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**TO:**

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Trichy.
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**SATHI KUMAR SUKUMARA KURUP, J.**

Nsr

Order made in  
W.P.(MD)No.6790 of 2024

Dated:  
20.03.2024