



W.P(MD)No.10826 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.02.2024

CORAM:

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P(MD)No.10826 of 2022

Madurai Veeran

... Petitioner

Vs.

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

2.The Deputy Superintendent of Police,
Keelakarai,
Ramanathapuram District.

3.The Inspector of Police,
Sayalkudi Police Station,
Ramanathapuram District.

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to permit the petitioner to open and run the club namely KADAL RECREATION CLUB in the registered place in survey No.81/3A2B, situated at Narippaiyur Village, Kadaladi Taluk, Ramanthapuram District and consequently to forbear the respondents and its subordinate officials from interfering with the day-today activities of the Petitioner's club without following the due process of law by considering the petitioner's representation dated 25.04.2022.



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For Petitioner : Mr.M.S.Jeyakarthick

For R-1 to R-3 : Mr.B.Nambiselvan,
Additional Public Prosecutor

ORDER

This Writ Petition has been filed for issuance of Writ of Mandamus directing the respondents to permit the petitioner to open and run the club viz., Kadal Recreation Club in survey No.81/3A2B, situated at Narippaiyur Village, Kadaladi Taluk, Ramanthapuram District and consequently to forbear the respondents and its subordinate officials from interfering with the day-today activities of the Petitioner's club without following due process of law by considering the petitioner's representation dated 25.04.2022.

2. The case of the petitioner is that the petitioner is running a Club viz., Kadal Recreation Club and the above said Club was registered under the Tamil Nadu Societies Registration Act, 1975. According to the petitioner, the respondent Police are interfering and disturbing the activities of the above said Club, without following any provisions of law and preventing him from doing his activities peacefully. Hence, the petitioner made a representation before the respondent Police on 25.04.2022. But no action has been taken by the respondents till date. Hence, the present petition has been filed by the petitioner to take appropriate action on the representation given by him.



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3. The learned counsel appearing for the petitioner would submit that the Club was registered under the Tamil Nadu Societies Registration Act, 1975, and the Club is being run for the benefit of its members.

4. Though the petitioner seeks larger relief, at the time of arguments, the learned Counsel appearing for the petitioner would submit that it would be suffice, if the representation of the petitioner dated 25.04.2022, is disposed of by the first respondent, on merits, as expeditiously as possible.

5. The learned Additional Public Prosecutor appearing for the Respondent Police on instructions would submit that if reasonable time is granted to them, appropriate orders will be passed on the complaint of the petitioner.

6. In view of the above said submission and also considering the limited scope of the relief now sought for by the petitioner, this Court, without expressing any opinion on the merits of the petitioner's claim, directs the first respondent to consider the representation of the petitioner dated 25.04.2022 and pass suitable orders thereon, on merits and in accordance with law, within a period of six (6) weeks from the date of receipt of a copy of this order.



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However, if any unlawful activities came to the knowledge, it is open to the law enforcing to take action against the petitioner.

7. With the above observation, the writ petition is disposed of. No

costs.

01.02.2024

Index :Yes/No

Internet :Yes/No

TSG

To: -

- 1.The Superintendent of Police,
Ramanathapuram District,
Ramanathapuram.
- 2.The Deputy Superintendent of Police,
Keelakarai,
Ramanathapuram District.
- 3.The Inspector of Police,
Sayalkudi Police Station,
Ramanathapuram District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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M.DHANDAPANI, J.

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