



W.P(MD).No.27343 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Date : 15.11.2024

CORAM

The Hon`ble Mr. Justice K.K.RAMAKRISHNAN

W.P(MD).No.27343 of 2024

Muthuraja

... Petitioner

Vs

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

2.The Deputy Superintendent of Police,
Srivaikundam Sub Division,
Srivaikundam, Thoothukudi District.

3. The Inspector of Police,
Seithunganallur Police Station,
Thoothukudi District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned order passed by the third respondent dated 08.11.2024 and quash the same and consequently, directing the respondents herein to grant permission and adequate police protection for conducting B-Grade Kabadi Tournament at Puliyanikulam Village, Srivaikundam Taluk, Thoothukudi District, from 15.11.2024 to 17.11.2024 between 08.00 am and 10.00 pm.

For Petitioner : Mr. K.Karansingh

For Respondents : Mr.A.Thiruvadi Kumar
Additional Public Prosecutor



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W.P(MD).No.27343 of 2024

ORDER

This Writ Petition has been filed to quash the impugned order passed by the third respondent dated 08.11.2024 and consequently, to direct the respondents herein to grant permission and adequate police protection for conducting B-Grade Kabadi Tournament at Puliyankulam Village, Srivaikundam Taluk, Thoothukudi District, from 15.11.2024 to 17.11.2024 between 08.00 am and 10.00 pm.

2. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing for the respondents.

3. According to the petitioner, he made a representation to the third respondent to give permission to conduct Kabadi Tournament for three days, ie. from 15.11.2024 to 17.11.2024. But, the same was rejected by the third respondent citing the law and order problem and also enumerated circumstances of the previous occurrence took place in the locality. Challenging the same, the petitioner filed this Writ Petition.

4. The learned Additional Public Prosecutor on instructions reiterated the reasons stated in the impugned order. The learned



W.P(MD).No.27343 of 2024

Additional Public Prosecutor also emphasis paragraph No.6 of the impugned order.

5. This Court, without going into the merit and the submission made by the learned Additional Public Prosecutor, is inclined to set aside the order passed by the third respondent is without jurisdiction. As per the Police Standing Order, the second respondent alone has jurisdiction to pass order.

6. Accordingly, the impugned order passed by the third respondent, dated 08.11.2024, is hereby set aside. This Writ Petition is allowed and the second respondent is directed to consider the request of the petitioner as per law. It is also open to the second respondent to consider the law and order situation. No costs.

15.11.2024

Index : Yes / No

Internet: yes / No

NCC : Yes/No

LS/sbn

Note: Issue order copy on 15.11.2024

To

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



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W.P(MD).No.27343 of 2024

K.K.RAMAKRISHNAN,J

LS/sbn

- 2.The Deputy Superintendent of Police,
Srivaikundam Sub Division,
Srivaikundam, Thoothukudi District.
3. The Inspector of Police,
Seithunganallur Police Station,
Thoothukudi District.

W.P(MD).No.27343 of 2024

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