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Ganesan Vs. The Inspector of Police, Theni District

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Court : Chennai Madurai

Decided On : Apr-22-2016

Judge : P.N. Prakash

Appeal No. : W.P.(MD) No. 7870 of 2016

Appellant : Ganesan

Respondent : The Inspector of Police, Theni District

Judgement :

(Prayer: Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, directing the respondent to grant permission and protection for cultural event, namely Adalpadal scheduled to be held on 05.05.2016 at night in connection with "Chithirai Festival" in Arulmigu Sri Samayapura Mariamman Thirukovil, at 17th Ward, Theni, Theni District, by considering the petitioner's representation dated 18.04.2016.)

1. This Writ Petition has been filed, seeking a direction to the respondent to grant permission and protection for cultural event, namely Adalpadal scheduled to be held on 05.05.2016 at night in connection with "Chithirai Festival" in Arulmigu Sri Samayapura Mariamman Thirukovil, at 17th Ward, Theni, Theni District, by considering the petitioner's representation dated 18.04.2016.

2. Learned counsel for the petitioner would submit that the villagers jointly decided to perform the cultural event in connection with "Chithirai Festival" in Arulmigu Sri

Samayapura Mariamman Thirukovil, scheduled to be held on 05.05.2016. He would further submit that in this connection, a representation was given to the respondent police on 18.04.2016, with a request to grant permission to conduct the programme on the above said date. However, the respondent Police has not yet considered the said representation and hence, the petitioner is before this Court with this Writ Petition.

3. Heard the learned Additional Government Pleader for the respondent.

4.This Court is aware of the fact that the Election Commission of India has announced time table for elections to the State Assembly and therefore, the Police will be under much strain. Under such circumstances, it will not be advisable to grant permission for such programmes, if there are going to be any law and order problem.

5. In view of the limited scope of prayer sought for in this petition, the respondent police is directed to pass orders in accordance with law either permitting or rejecting the representation, dated 18.04.2016, given by the petitioner, taking into account the law and order problem and other aspects, prevailing in the area, as expeditiously as possible.

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

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