

S. Bose Vs. The Superintendent of Police, Dindigul and Another

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Court : Chennai Madurai

Decided On : Mar-31-2016

Judge : P.N. Prakash

Appeal No. : W.P.(MD) No. 6341 of 2016

Appellant : S. Bose

Respondent : The Superintendent of Police, Dindigul and Another

Judgement :

(Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a writ of Mandamus to consider the representation and direct the respondent to grant permission to conduct the cultural programme Adal Padal and drama on 05.04.2016 in the event of festival of Sri Muthalamman and Sri Pattalamman Temple at Sitharkal Natham Village, Malliyampatti, Nilakottai Taluk, Dindigul without causing any disturbance to public order.)

This writ petition has been filed, seeking a direction to consider the representation and direct the respondent to grant permission to conduct the cultural programme Adal Padal and drama on 05.04.2016 in the event of festival of Sri Muthalamman and Sri Pattalamman Temple at Sitharkal Natham Village, Malliyampatti, Nilakottai Taluk, Dindigul without causing any disturbance to public order.

2. Learned counsel for the petitioner would submit that the villagers jointly decided to conduct Adal Padal on 05.04.2016 in connection with a festival of Sri

Muthalamman and Sri Pattalamman Temple at Sitharkal Natham Village, Malliyampatti, Nilakottai Taluk, Dindigul. He would further submit that in this connection, a representation was given to the respondent police on 25.03.2016, 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 counsel for the petitioner. Mr.D.Muruganandam, learned Additional Government Pleader takes notice for the respondents.

4. This Court is aware of the fact that the Election Commission of India has already 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. However, in view of the limited scope of prayer sought for in this petition, the respondent police are directed to pass orders on merits and in accordance with law either permitting or rejecting the representation dated 25.03.2016, given by the petitioner, taking into account the law and order problem and other aspects, prevailing in that area, as expeditiously as possible.

With the above direction, this Writ Petition is disposed of.

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