

A. Kasimayan Vs. The Superintendent of Police, Madurai and Others

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Court : Chennai Madurai

Decided On : Mar-04-2016

Judge : P.N. Prakash

Appeal No. : W.P.(MD) No. 4151 of 2016

Appellant : A. Kasimayan

Respondent : The Superintendent of Police, Madurai and Others

Judgement :

(Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a writ of Mandamus, directing the Respondents 1 to 3 to provide adequate police protection to conduct the festival of Masi Pachai Maha Sivarathiri in Arulmigu Ochandamman Periya Temple in Pappapatti Village, Usilampatti Taluk peacefully on 07.03.2016 to 09.03.2016.)

P.N. Prakash, J.

1. This writ petition has been filed, seeking a direction to the Respondents 1 to 3 to provide adequate police protection to conduct the festival of Masi Pachai Maha Sivarathiri in Arulmigu Ochandamman Periya Temple in Pappapatti Village, Usilampatti Taluk peacefully on 07.03.2016 to 09.03.2016.

2. It is seen that there is a serious dispute between the petitioner and the respondents 4 and 5 with regard to celebration of the festival. In a dispute of this nature, this Court, in writ proceedings, cannot embark upon disputed question of facts and it is for the parties to agitate their claim before the Civil Court.

3. Hence, this Writ Petition is dismissed with liberty to the petitioner to move the Civil Court. No costs.

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