

WP(MD) NO. 3363 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **04-02-2025**

CORAM

THE HONOURABLE DR JUSTICE G. JAYACHANDRAN

AND

THE HONOURABLE MS.JUSTICE R. POORNIMA

WP(MD) NOS. 3363, 3364 and 3374 of 2025

AND

WMP(MD)NOS. 2363, 2364, 2365, 2372 AND 2373 OF 2025

WP(MD) NO. 3363 of 2025

M.Murugan

S/o. Late. Muthusamy, No.33, Poombuharnagar Extn.,
Sri Ram Nagar, Karunai Sabai salai, Uthangudi,
Madurai - 625107.

Petitioner(s)

Vs

The District Collector

Madurai District, Madurai. and 4 Others

Respondent(s)

WP(MD) NO. 3364 of 2025

P. Sundaravadivel

S/o. Pitchai, Door No. 16, 1st Lane, North Line,
Simmakkal, Madurai District.

Petitioner(s)

Vs



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The District Collector
Madurai District, Madurai 625 020. and 3 Others

Respondent(s)

WP(MD)NO.3365 of 2025

Hindu Dharma Parishad
Represented by K.K.Ramesh, Managing Trustee, 31,
CMR Road, Kamarajar Salai, Madurai - 625009,
Tamilnadu

Petitioner(s)

Vs

The Union of India
Represented by its Home Secretary, Ministry of Home
Affairs, North Block, New Delhi - 110001. and 13
Others

Respondent(s)

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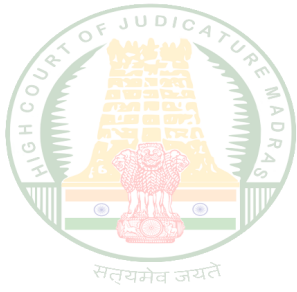
For Petitioner(s):

Mr.P.S.Palanivelayutham
for Mr.Ananth C.Rajesh

For Respondent(s):

For R1 :Mr.Veerakathiravan
Additional Advocate General
for Mr.P.Thilak Kumar
Government Pleader

For R2 to R5 :Mr.Hasan Mohamed Jinnah
State Public Prosecutor
assisted by Mr.S.Ravi
Additional Public Prosecutor



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For Petitioner(s):

Mr.P.S.Palanivelayutham
for Mr.P.Subbiah

For Respondent(s):

For R1 :Mr.J.Ravindran
Additional Advocate General
for Mr.P.Thilak Kumar
Government Pleader
For R2 and R3 :Mr.Hasan Mohamed Jinnah
State Public Prosecutor
assisted by Mr.S.Ravi
Additional Public Prosecutor
For R4 :Mr.S.Manohar

WP(MD) NO. 3374 of 2025

For Petitioner(s):

T.R.Subramanian
D.Dilip Kumar
9344156222

COMMON ORDER

(Order of the Court was made by **DR.G.JAYACHANDRAN.,J**)

The General Secretary of Hindu Munnani, Madurai City had approached the Inspector of Police, Thiruparakundram seeking permission to conduct



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demonstration on 4.2.2025 between 3.00 p.m. to 9.45 p.m. near 16 Kal Mandapam in connection with alleged encroachment of the temple land and the inaction by the Police against the encroachers.

2. The permission sought for was declined by the Assistant Commissioner of Police vide proceedings in Na.Ka.No.10/Camp/ACP/Law and Order/2025, dated 2.2.2025. Consequent to this, the respondent Police has released a press note informing the general public not to come to Thiruparankundram temple on 4.2.2025. Also fleet owners and transport operators are warned not to facilitate transport of public to Thiruparankundram temple enabling them to participate in the protest. The District Collector on the opinion given by the Commissioner of Police has passed a prohibitory order for two days covering 3rd and 4th of February 2025, Being aggrieved, batch of Writ Petitions have been filed and taken up together for consideration.

3. The main contention on the side of the Petitioners is that the rejection order was passed in the last minute and communicated only day before yesterday. On the side of the State, it is represented that under the guise of protest and



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expressing their anguish and dissatisfaction by the order issued by the police, the petitioners creating disharmony between communities.

4.This Court after giving anxious consideration of the rival submissions made on either side is of the view that the right of expression should always be subject to public peace and other restrictions imposed by the Constitution. On the other hand, regarding impugned orders, this Court is of the opinion that the issue could have been handled in a better way. However, fortunately, with the able assistance of the learned Public Prosecutor and the learned Additional Advocate Generals, it has now been by consensus, the issue is substantially diffused and the organizers agreed to carry out their demonstration/protest at Pazhanganatham junction instead of Thirupparankundram temple 16 Kal Mandapam, which will avoid inconvenience to the devotees. The respondent Police agreed to provide proper arrangement and protection for the demonstration at Pazhanganatham junction between 5.00 p.m. to 6.00 p.m. today. The demonstrators shall not carry more than one mega phone and protest must be peaceful. No provocative slogans shall be raised which may cause disturbance to the public peace and tranquility. The agitation should be fully video-graphed. The organizers should permit the



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Police to video-graph the agitation without any interference or protest. The Writ Petitioners are to be responsible for the peaceful conduct of demonstration as afore-stated.

5.Post the matter on 19.02.2025.

[G.J.,J.] [R.P.,J.]
04.02.2025

NCS : Yes/No
Index : Yes / No
Internet : Yes / No

vsn

Note: Issue order copy today.



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To

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To

1. The District Collector
Madurai District,
Madurai.

2. The Commissioner of Police
Madurai City,
Office of the Commissioner of Police,
Alagarkoil Road, Madurai,
Madurai District.

3. The Assistant Commissioner of Police
Thirupparankundram Range,
Madurai City, Madurai.

4. The Inspector of Police
V1, Thirupparankundram Police Station,
Madurai, Madurai District.

5. The Inspector of Police
Vadamadurai Police Station,
Madurai.

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To

1. The District Collector
Madurai District,
Madurai 625 020.

2. The Commissioner of Police
Madurai City,

7/12



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O/o. the Commissioner of Police,
AlagarKovil Road,
Madurai 625 002

3. The Inspector of Police
V1-Thirupparankundram Police Station,
Madurai,
Madurai District.

4. The Executive Officer / Deputy Commissioner,
Arulmighu Subramaniya Swamy Thirukovil,
Thirupparankundram,
Madurai 625 005

WP(MD) NO. 3374 of 2025

To

1. The Union of India
Represented by its Home Secretary,
Ministry of Home Affairs,
North Block,
New Delhi - 110001.

2. The Union of India
Represented by its Secretary,
Minister of Culture,
501, C Wing Shastri Bhawan,
New Delhi - 110015.

3. The Director (Science)
Archaeological Survey of India,
Puratattva Bhawan,
6th floor D-Block,
New Delhi - 110023.



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4. The Director
Archaeological Survey of India,
Dharohar Bhawan,
24, Tilak Marg,
New Delhi - 110001.

5. The State of Tamil Nadu
Represented by its Home Secretary,
Fort St. George,
Secretariat,
Chennai - 600009.

6. The State of Tamilnadu
Represented by its Secretary,
Department of Archaeology,
Secretariat,
Chennai - 600009.

7. The State of Tamilnadu
Represented by its Secretary,
Hindu Religious and Charitable Endowments Department,
Secretariat,
Chennai - 600009.

8. The Commissioner
Hindu Religious and Charitable Endowments Department,
119, Uthamar Gandhi Salai,
Nungambakkam,
Chennai - 34.

9. The Archaeological Officer
Department of Archaeology,
Tamil Valarchi Valaagam,
Thamizh Salai,
Egmore,



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Chennai - 600008.

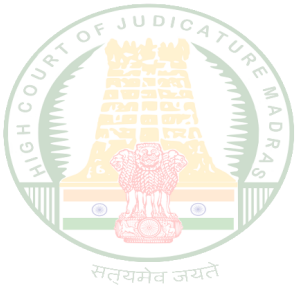
10. The Director General of Police
Dr.Radhakrishna Salai,
Chennai.

11. The Archaeological Officer
Department of Archaeology,
Palace Road,
Madurai HO,
Madurai - 625001.

12. The District Collector
Madurai District,
Madurai.

13. The Commissioner of Police
Madurai City,
Alagarkoil Road,
Madurai.

14. The joint Commissioner / Executive officer
Arulmigu Subramaniaswamy Temple,
Thirupparankundram,
Madurai - 625005.



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VERDICTUM.IN



WP(MD) NO. 3363 of 2025

DR.G.JAYACHANDRAN, J.
and
R.POORNIMA, J.

vsn

COMON ORDER MADE IN

WP(MD) NOs. 3363, 3364 and 3374 of 2025

AND

WMP(MD)NOs. 2363, 2364, 2365, 2372 AND 2373 OF 2025

04.02.2025