

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Special Original Jurisdiction)

Monday, the Twentieth day of January Two Thousand Twenty

PRESENT

THE HON`BLE MR JUSTICE M.SATHYANARAYANAN

and

THE HON`BLE MRS JUSTICE R.HEMALATHA

WP.No.194 of 2020

and WMP.No.223 & 225 of 2020

MADURAI MAVATTA DEVENDRA KUL [PETITIONER IN ALL THE
A VELLALAR, URAVINMURAI SANGAM, PETITIONS]
REP. BY ITS PRESIDENT K.C.SELVAKUMAR,
NORTH STREET, MANAGIRI, MADURAI-20

Vs

1 THE GOVERNMENT OF TAMIL NADU [RESPONDENTS IN ALL THE
REP. BY ITS ADDITIONAL CHIEF SERCRETARY, PETITIONS]
REVENUE AND DISASTER MANAGEMENT DEPARTMENT,
FORT SAINT GEORGE, CHENNAI-9

2 THE GOVERNMENT OF TAMIL NADU
REP. BY ITS PRINCIPAL SERCRETARY, HOME
DEPARTMENT, FORT SAINT GEORGE, CHENNAI-9

3 THE GOVERNMENT OF TAMIL NADU
REP. BY ITS SERCRETARY, HIGHWAYS DEPARTMENT,
FORT SAINT GEORGE, CHENNAI-9

4 THE GOVERNMENT OF TAMIL NADU
REP. BY ITS SERCRETARY, MUNICIPAL
ADMINISTRATION AND WATER SUPPLY DEPARTMENT,
FORT SAINT GEORGE, CHENNAI-9

5 THE GOVERNMENT OF TAMIL NADU
REP. BY ITS PRINCIPAL SERCRETARY,
INFORMATION AND PUBLICITY DEPARTMENT, FORT
SAINT GEORGE, CHENNAI-9

6 THE DISTRICT COLLECTOR
MADURAI DISTRICT, MADURAI-625 020

7 THE REVENUE DIVISIONAL OFFICER,
MADURAI REVENUE DIVISION, MADURAI-625 020

8 THE REVENUE TAHSILDAR
MADURAI SOUTH TALUK, MADURAI-625 020.

9 THE COMMISSIONER
MUNICIPAL CORPORATION OF MADURAI, MADURAI

10 THE DIVISIONAL ENGINEER OF H
IGHWAYS, MADURAI DIVISION, MADURAI

11 THE COMMISSIONER OF POLICE
MADURAI CITY, MADURAI

Writ Petitions and writ miscellaneous petition filed under Article 226 of the Constitution of India praying that in these circumstances stated therein and in the respective affidavits filed therewith the High Court will be pleased to

(i) issue a writ or order or direction or in the nature of writ of certiorarified mandamus, calling for the records pertaining to the Government Order in GO Ms.No.213 dated 4.7.2019 passed by the 1st respondent and quash the same and consequently direct the 1st respondent to grant permission to the petitioner association to install the statue of Maveeran Sundaralinganar in the place located by the petitioner association as per the direction given in WP No.29958 of 2014 dated 8.1.2019 passed by this Honourable Court (in WP.No.194/2020) and

(ii) pass an order of interim direction, directing the respondents herein to remove the statue of the political leader of A.I.A.D.M.K Party and the former Chief Minister of Tamil Nadu J.Jeyalalitha erected near the statue of Dr.M.G.R. in the tirangular place connecting flower, vegetable and fruit markets road nearby District Court Campus, Madurai,

(iii) pass an order of interim direction, directing the respondents herein to remove the statue of the community leader Pasumpon Muthuramalinga Thever erected in the road junction near Madurai Government Rajaji Hospital at Goriplayam in Madurai,

Order : These petitions coming on this day for hearing upon perusing the petitions and the respective affidavits filed in support thereof and upon hearing the arguments of M/S.K.KANNAN, Advocate for the petitioner in both the petitions, and of MR.R.VIJAYAKUMAR, Additional Public Prosecutor taking notice for the respondent in both the petitions the Court made the following order:-

Mr.R.Vijayakumar, learned Addl. Public Prosecutor takes notice for the respondent.

2. The matter in issue pertains to rejection of the request made by the petitioner Association for erection of the Statute of Maveeran Sundaralinganar, who participated in the freedom struggle.

3. Learned counsel appearing for the petitioner would submit that in the very same junction, despite the order of the restraint passed by the Honourable Supreme Court dated 18.1.2018 in SLP.(C).No.8519 of 2006, **in Union of India Vs. State of Gujarat and others**, the statue of former Chief Minister of TamilNadu Selvi J. Jeyalalitha has been erected and hence prays for quashment of the impugned order.

4. When this Court has put a specific question to the learned counsel counsel for petitioner as to the further orders passed in the said Special Leave Petition, learned counsel appearing for the petitioner prays for a short accommodation to get instructions.

5. Call the matter on 22.01.2020 in the motion list.

6. Registry is directed to print the name of Mr.R.Vijayakumar, learned Addl. Govt. Pleader for respondents.

-sd/-
20/01/2020

/ TRUE COPY /

Sub-Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.

TO

1 THE ADDITIONAL CHIEF
SECRETARY, THE GOVERNMENT OF TAMIL NADU,
REVENUE AND DISASTER MANAGEMENT DEPARTMENT,
FORT SAINT GEORGE, CHENNAI-9

2 THE PRINCIPAL SECRETARY,
THE GOVERNMENT OF TAMIL NADU HOME
DEPARTMENT, FORT SAINT GEORGE, CHENNAI-9

3 THE SECRETARY,
THE GOVERNMENT OF TAMIL NADU, HIGHWAYS
DEPARTMENT, FORT SAINT GEORGE, CHENNAI-9

4 THE SECRETARY,
THE GOVERNMENT OF TAMIL NADU, MUNICIPAL
ADMINISTRATION AND WATER SUPPLY DEPARTMENT,
FORT SAINT GEORGE, CHENNAI-9

5 THE PRINCIPAL SECRETARY,
THE GOVERNMENT OF TAMIL NADU, INFORMATION
AND PUBLICITY DEPARTMENT, FORT SAINT GEORGE,
CHENNAI-9

6 THE DISTRICT COLLECTOR
MADURAI DISTRICT, MADURAI-625 020

7 THE REVENUE DIVISIONAL OFFIC
ER, MADURAI REVENUE DIVISION, MADURAI-625 020

8 THE REVENUE TAHSILDAR
MADURAI SOUTH TALUK, MADURAI-625 020.

9 THE COMMISSIONER
MUNICIPAL CORPORATION OF MADURAI, MADURAI

10 THE DIVISIONAL ENGINEER OF H
IGHWAYS, MADURAI DIVISION, MADURAI

11 THE COMMISSIONER OF POLICE
MADURAI CITY, MADURAI

C.C. to M/S.K.KANNAN Advocate on payment of necessary charges

The Additional Government Pleader, High Court, Madras - 104.

Order

in

WP.No.194 of 2020

and WMP.No.223 & 225 of 2020

Date :20/01/2020

From 26.2.2001 the Registry is issuing certified
copies of the Interim Orders in this format
KP(21/01/2020)