

W.P.(MD)Nos.29035, 29217 & 30354 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 03.12.2025

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

W.P.(MD)Nos.29035, 29217 & 30354 of 2024
and W.M.P.(MD)Nos.24596 & 24599 of 2024 & 286 of 2025

1.W.P(MD)No.29035 of 2024:

R.Kathiravan

... Petitioner

Vs

1.The Divisional Engineer,
Highways Department,
Construction and Maintenance,
Near Thamarai Thotti,
K.Pudur, Madurai - 625 002.

2.The Assistant Divisional Engineer,
Highways Department,
Construction and Maintenance,
Sub-Division - Madurai South,
Near District Court,
Madurai - 625 002.

3.The Assistant Engineer,
Highways Department,
Construction and Maintenance,
Sub-Division Madurai South,
Near District Court,
Madurai - 625 002.

4.The Tahsildar,
Thiruparankundram Taluk,
Madurai.



W.P.(MD)Nos.29035, 29217 & 30354 of 2024

WEB COPY

5.The Assistant Commissioner of Police,
Thidir Nagar Circle,
S.S.Colony,
Madurai - 625 016.

6.The Inspector of Police,
C-3, Subramaniyapuram Police Station,
Madurai - 625 003.

... Respondents

PRAYER: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Certiorarified Mandamus calling for the records pertaining to the impugned order in Ku.No. 818/2024/E.Va.A dated 29.11.2024 passed by the second respondent and quash the same as illegal and consequently direct the respondents to grant permission to erect the Anaithu India Anna Dravida Munnetra Kalagam (AIADMK) Party's flagpole at Ward No.74, Bus-Stop, Opposite to Jeyam Theatre, Bye-pass Road, Palanganatham, Madurai City.

2.W.P(MD)No.29217 of 2024:

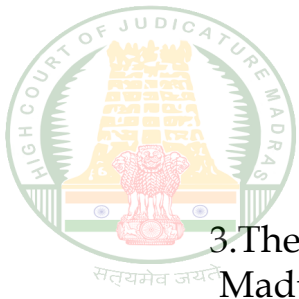
K.R.Chithan

... Petitioner

Vs

1.The Commissioner,
Madurai Corporation,
Arignar Anna Maligai,
Madurai.

2.The District Revenue Officer,
Collectorate Campus,
Madurai.



W.P.(MD)Nos.29035, 29217 & 30354 of 2024

WEB COPY

3.The Revenue Divisional Officer,
Madurai North Division,
Madurai District.

4.The Tahsildar,
Madurai North Taluk Office,
Madurai District.

5.The Assistant Commissioner,
Madurai Corporation,
Madurai North Division No.II,
Race Course Road,
Madurai.

6.The Assistant Commissioner of Police,
Sellur Circle,
Madurai District.

7.The Inspector of Police,
D3 Koodal Nagar Police Station,
Madurai.

... Respondents

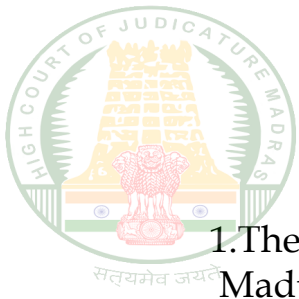
PRAYER: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus directing the respondents 1 to 5 to grant permission to erect the Anaithu India Anna Dravida Munnetra Kalagam (AIADMK) Party's flagpole at opposite to MGR Mandram at Kamatchi Nagar, Vilankudi, Ward No.20, Madurai City within a stipulated time fixed by this Court.

3.W.P(MD)No.30354 of 2024:

V.Chandran

... Petitioner

Vs



W.P.(MD)Nos.29035, 29217 & 30354 of 2024

WEB COPY

1.The District Collector,
Madurai District,
Madurai.

2.The Tahsildar,
Taluk Office,
Peraiyur Taluk,
Madurai District.

3.The Inspector of Police,
Saptur Police Station,
Madurai District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus to direct the respondents for reinstalling the Viduthalai Chiruthaigal Katchi (VCK) party flagpole and the name board at Athipatti Village, Peraiyur Taluk, Madurai District by considering the petitioner's representation dated 25.11.2024 within the time frame fixed by this Court.

For Petitioner in
W.P.(MD).Nos.29035
and 29217 of 2024

:Mr.P.Balamurugan

For petitioner in
W.P.(MD)No.30354
of 2024

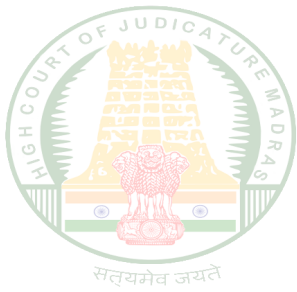
: Mr.A.Ramkumar

For respondents
No. 5&6

: Mr.R.Baskaran
Additional Advocate General
Assisted by Mr.R.M.Anbunithi

For respondents
No. 1 to4

: Mr.R.Baskaran
Additional Advocate General
Assisted by Mr.D.Gandhiraj



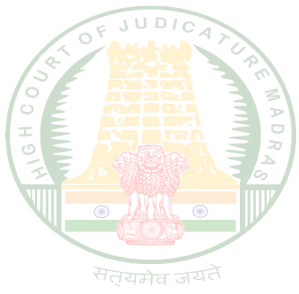
W.P.(MD)Nos.29035, 29217 & 30354 of 2024

COMMON ORDER

WEB COPY Today, the matters are posted before this Court under the caption 'For reporting compliance'.

2. This Court by an order dated 15.10.20025 directed the respondents to produce the order of permission for erecting temporary flagpoles by the political party in the public place and also produce the rent collected in advance from the political party for laying temporary flagpoles.

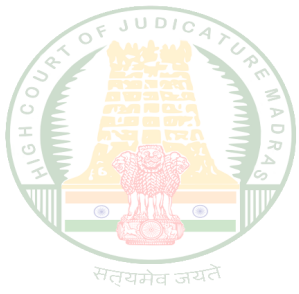
3. The learned Additional Advocate General filed a status report on behalf of the Additional Chief Secretary to Government stating that the District Collector of 37 districts(except Chennai) reported about the details of amount collected for putting up temporary flagpoles in public place and the amount collected to restore the public places to original conditions and the details of cases registered against the violation of SOP for putting up of temporary flagpoles in central median and other prohibited areas on the public road .



W.P.(MD)Nos.29035, 29217 & 30354 of 2024

WEB COPY 4. However, this Court is able to see the temporary flagpoles erected by the political party in the central median of the road and also adjacent to the road during the birthday celebration and other political party celebration, marriage celebration of the political persons and other public functions etc., This Court has also noticed about the untoward incident caused towards general poor people by erecting temporary flagpoles in the central median road and adjacent to road and therefore the above directions were issued by this Court.

5. Today, no authority is questioning about the erection of temporary flagpoles by political party and other organization. Now a days the political parties are erecting temporary flagpoles in the central median of the road and adjacent to the road which would amount to contempt of Court, therefore, this Court would give a final chance to the authorities concerned to ensure that no political party shall erect temporary flagpoles in the central median of the road and adjacent to the road.



W.P.(MD)Nos.29035, 29217 & 30354 of 2024

WEB COPY 6. If at all any erection of temporary flagpoles in the central median of the road or adjacent to the road continues it would amount to contempt of Court and this Court will *suo motu* initiate contempt proceedings as against the officials and also political parties who erect temporary flagpoles in the central median of the road as well as adjacent to the road.

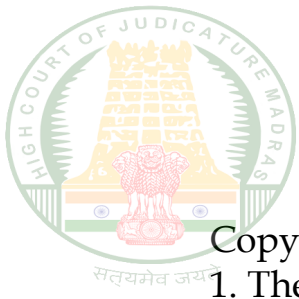
7. Accordingly, the Chief Secretary to Government is directed to issue suitable directions to all the concerned District Collectors to follow the above direction.

8. Post the matter on 06.01.2026 under the caption “for reporting compliance”.

03.12.2025

Index : Yes/No
Neutral citation : Yes/No
Speaking/non-speaking order

aav



W.P.(MD)Nos.29035, 29217 & 30354 of 2024

Copy to :-

1. The Chief Secretary,
Government of Tamil Nadu,
Fort St. George,
Secretariat, Chennai.
2. All the District Collectors.
3. Head of the Department of all the department.

To

- 1.The Divisional Engineer,
Highways Department,
Construction and Maintenance,
Near Thamarai Thotti,
K.Pudur, Madurai - 625 002.
- 2.The Assistant Divisional Engineer,
Highways Department,
Construction and Maintenance,
Sub-Division - Madurai South,
Near District Court,
Madurai - 625 002.
- 3.The Assistant Engineer,
Highways Department,
Construction and Maintenance,
Sub-Division Madurai South,
Near District Court,
Madurai - 625 002.
- 4.The Tahsildar,
Thiruparankundram Taluk,
Madurai.
- 5.The Assistant Commissioner of Police,
Thidir Nagar Circle,
S.S.Colony,
Madurai - 625 016.



W.P.(MD)Nos.29035, 29217 & 30354 of 2024

WEB COPY

6.The Inspector of Police,
C-3, Subramaniyapuram Police Station,
Madurai - 625 003.

7.The Commissioner,
Madurai Corporation,
Arignar Anna Maligai,
Madurai.

8.The District Revenue Officer,
Collectorate Campus,
Madurai.

9.The Revenue Divisional Officer,
Madurai North Division,
Madurai District.

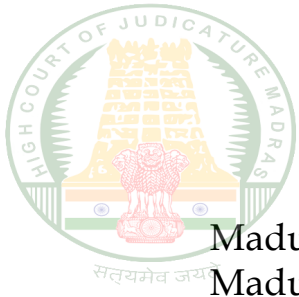
10.The Tahsildar,
Madurai North Taluk Office,
Madurai District.

11.The Assistant Commissioner,
Madurai Corporation,
Madurai North Division No.II,
Race Course Road,
Madurai.

12.The Assistant Commissioner of Police,
Sellur Circle,
Madurai District.

13.The Inspector of Police,
D3 Koodal Nagar Police Station,
Madurai.

14.The District Collector,



W.P.(MD)Nos.29035, 29217 & 30354 of 2024

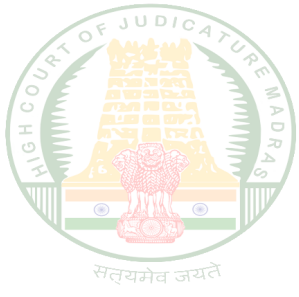
Madurai District,
Madurai.

WEB COPY

15.The Tahsildar,
Taluk Office,
Periayur Taluk,
Madurai District.

16.The Inspector of Police,
Saptur Police Station,
Madurai District.

17.The Additional Public Prosecutor
Madurai Bench of Madras High Court
Madurai



WEB COPY



W.P.(MD)Nos.29035, 29217 & 30354 of 2024

G.K.ILANTHIRAIYAN, J.

aav

W.P.(MD)Nos.29035, 29217 & 30354 of 2024
and W.M.P.(MD)Nos.24596 & 24599 of 2024 & 286 of 2025

03.12.2025