



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.06.2015

CORAM:

THE HONOURABLE Mr.JUSTICE M.M.SUNDRESH

Writ Petition(MD)No.10499 of 2015

Selvaraj

... Petitioner

Vs

1. The Superintendent of Police,
Tirunelveli District,
Tirunelveli.

2. The Inspector of Police,
Sivagiri Police Station,
Tirunelveli District.

... Respondents

Prayer:- Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, directing the respondents to grant permission and protection for cultural event namely Adal Padal scheduled to be held on 16.07.2015 at night in connection with "Aani Pongal Festival" in Arulmighu Sri Mariamman Kovil at Therkkuchathiram Village, Sivagiri Taluk, Tirunelveli District.

For Petitioner : Mr.A.Robinson

For Respondent : Mr.S.Murugan

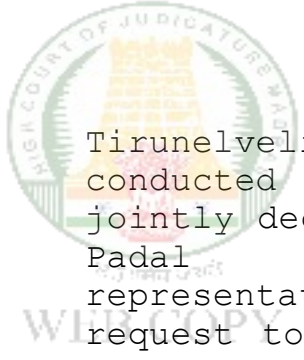
Additional Government Pleader

ORDER

This Writ Petition has been filed seeking for the issuance of Writ of Mandamus, directing the respondents to grant permission and protection for cultural event namely Adal Padal scheduled to be held on 16.07.2015 at night in connection with "Aani Pongal Festival" in Arulmighu Sri Mariamman Kovil at Therkkuchathiram Village, Sivagiri Taluk, Tirunelveli District.

2. Heard the learned counsel appearing for the petitioner and the learned Additional Government Pleader appearing for the respondents.

3. Learned counsel for the petitioner would submit that the petitioner is the President of the Vizha Committee of Arulmighu Sri Mariamman Kovil at Therkkuchathiram Village, Sivagiri Taluk,



Tirunelveli District and every year temple festival is being conducted by the villagers and this year also, the villagers jointly decided to conduct the village temple festival, with "Adal Padal Programme" on 16.07.2015. In this connection, a representation was given on 06.06.2015 to the respondents, with a request to grant permission to conduct "Adal Padal Programme" on 16.07.2015 however no order was passed by the respondents on the said representation and hence the petitioner is before this Court with this Writ Petition. The learned counsel for the petitioner further submitted that as the temple festival is celebrated in a peaceful manner by the villagers, there will be no untoward incident by the people of the village.

4. Mr.S.Murugan, learned Additional Government Pleader appearing for the respondents, on instructions, would submit that the permission sought for by the petitioner may be granted with stringent conditions for maintaining law and order and also to avoid any untoward incident during performance of such programme.

5. Having considered the facts and circumstances and the submissions made by the learned counsel for the petitioner and the learned Additional Government Pleader appearing for the respondents, this court is of the view that necessary permission shall be granted to the petitioner and his Villagers to conduct "Adal Padal Programme" in connection with the temple festival of Arulmighu Sri Mariamman Kovil at Therkkuchathiram Village, Sivagiri Taluk, Tirunelveli District.

6. Accordingly, the Writ Petition is disposed of with the following directions:

(a) The Musical Orchestra Cultural Programme in connection with "Aani Pongal festival" of Arulmighu Sri Mariamman Kovil at Therkkuchathiram Village, Sivagiri Taluk, Tirunelveli District, be held on 16.07.2015 between 06.00p.m. and 10.30 p.m.

(b) There should not be any kind of obscene dance or vulgar dialogues during the performance, by anyone of the participants.

(c) Double meaning songs should not be played so as to spoil the minds of students and youths.

(d) No dance or songs, touching upon any political party or religion or community or caste be played.

(e) No flex boards in support of any political party or communal leader be erected.

<https://hcservices.ecourts.gov.in/hcservices/>

(f) The function should not affect either religious or



communal harmony and shall be conducted without any discrimination based on caste.

(g) If there is any violation of any one of the conditions imposed, the concerned police officer is at liberty to take necessary action, as per law and stop such performance; and

(h) Similarly, the police is entitled to stop the dance programme, if it exceeds beyond the permitted time.

(i) The second respondent is directed to issue necessary permission, incorporating the above conditions.

No costs.

SD
ASST REGISTRAR -RTI

TRUE COPY

SUB ASST REGISTRAR

pmu

To

1. The Superintendent of Police,
Tirunelveli District, Tirunelveli.
2. The Inspector of Police,
Sivagiri Police Station, Tirunelveli District.

1CC TO MR. A.ROBINSON ADV SR: 33616
1CC TO THE SPL GOVT PLEADER SR: 34062

DM 01 JULY 2015

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