



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.07.2015

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CORAM:

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH

W.P (MD) No.11708 of 2015

K.V.Kannan

... Petitioner

Vs.

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

2.The Inspector of Police,
K.Pudupatti Police Station,
Pudukkottai. District.

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for the issuance of Writ of Mandamus, directing the respondents to grant permission and police protection fro Festival of "Puravi Eduppu"" and Valli Thirumanam Drama scheduled to be held on 12.07.2015 at Arulmigu Sri Kannudaiya Ayyanar Temple at Nambooranipatti Village, Thirumayam Taluk, Pudukkottai District.

For Petitioner : Mr.E.Balasubramanian

For Respondents : Mr.M.Murugan

Government Advocate

O R D E R

This writ petition has been filed seeking for the issuance of Writ of Mandamus, directing the respondents to grant permission and police protection for Festival of "Puravi Eduppu"" and Valli Thirumanam Drama scheduled to be held on 12.07.2015 at Arulmigu Sri Kannudaiya Ayyanar Temple at Nambooranipatti Village, Thirumayam Taluk, Pudukkottai 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 residing in Nambooranipatti Village, Pudukkottai District, and every year Puravi Eduppu and Valli Thirumanam Drama



in Arulmigu Sri Kannudaiya Ayyanar Temple at Nambooranipatti Village, Thirumayam Taluk, Pudukkottai District is being conducted by the villagers and this year also, the villagers jointly decided to conduct the same. In this connection, a representation was given on 29.06.2015 to the respondent police, with a request to grant permission to conduct "Puravi Eduppu and Valli Thirumanam Drama" on 12.07.2015, 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.M.Murugan, learned Government Advocate 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 Government Advocate appearing for the respondents, this court is of the view that necessary permission shall be granted to the petitioner and his villagers to conduct "Puravi Eduppu"" and Valli Thirumanam Drama scheduled to be held on 12.07.2015 in Arulmigu Sri Kannudaiya Ayyanar Temple at Nambooranipatti Village, Thirumayam Taluk, Pudukkottai District.

6.Accordingly, the writ petition is disposed of with the following directions:

(a)The cultural programme in connection with "Puravi Eduppu" and Valli Thirumanam Drama scheduled to be held on 12.07.2015 at Arulmigu Sri Kannudaiya Ayyanar Temple at Nambooranipatti Village, Thirumayam Taluk, Pudukkottai District be held on 12.07.2015 between 06.00 p.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.

(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.

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To

1. The Superintendent of Police, Pudukkottai District, Pudukkottai.
2. The Inspector of Police, K. Pudupatti Police Station, Pudukkottai District.

1CC T MR. E. BALASUBRAMANIAN, ADV SR; 33780

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W.P (MD) No. 11708 of 2015

10.07.2015