



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED:28.07.2015

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CORAM:
THE HONOURABLE MR.JUSTICE M.M.SUNDRESH

W.P (MD) No.13138 of 2015

M.Karuppiah

... Petitioner

Vs.

The Inspector of Police,
Valanthur Police Station,
Madurai District.

... Respondent

Prayer: Petition filed under Article 226 of the Constitution of India for the issuance of Writ of Mandamus, directing the respondent to grant permission for Adal Padal program to be held at V.Pasumpon Nagar, V. Vazhrajapuram Village, Usilampatti Taluk, Madurai District on 02.08.2015.

For Petitioner	: Mr.R.Murali
For Respondent	: Mr.M.Murugan
	Government Advocate

O R D E R

Mr.M.Murugan, learned Government Advocate takes notice on behalf of the respondents. By consent, the writ petition is taken up for disposal at the stage of admission.

2. This writ petition has been filed seeking for the issuance of Writ of Mandamus, directing the respondent to grant permission for Adal Padal program to be held at V.Pasumpon Nagar, V. Vazhrajapuram Village, Usilampatti Taluk, Madurai District on 02.08.2015.



Village, Usilampatti Taluk, Madurai District and every year Aadi Peruku Pongal festival is being conducted by the villagers and this year also, the villagers jointly decided to conduct the festival, with Cultural programme on 02.08.2015. In this connection, a representation was given on 24.07.2015 to the respondent police, with a request to grant permission to conduct "Aadal Padal Cultural Programme" on 02.08.2015, 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 Aadi Peruku Pongal 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 respondent, this court is of the view that necessary permission shall be granted to the petitioner and his villagers to conduct "Aadal Padal Cultural Programme" in connection with the Aadi Peruku Pongal Festival.

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

(a) The cultural programme in connection with the Aadi Perukku Pongal Festival, be held on 02.08.2015 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;

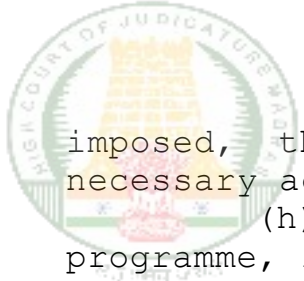
(c) Double meaning songs should not be played so as to spoil the minds of students and youths.

(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 respondent police is directed to issue necessary permission, incorporating the above conditions.

No costs.

SD

ASST REGISTRAR -T AND P

TRUE COPY

SUB ASST REGISTRAR

PJL

To
The Inspector of Police,
Valanthur Police Station,
Madurai District.

1CC TO MR. R. MURALI ADV SR: 41946

1CC TO THE SPL GP SR: 42254

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