



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.08.2015

CORAM:

THE HONOURABLE Ms.JUSTICE R.MALA

W.P (MD) No.13987 of 2015

M.Rengasamy

... Petitioner

Vs.

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

2.The Sub-Inspector of Police,  
Aranthangi Police Station,  
Pudukkottai District.

... Respondents

**Prayer:** Writ Petition filed under Article 226 of the Constitution of India for the issuance of Writ of Certiorarified Mandamus, to call for the records pertaining to impugned order dated 02.08.2015 passed by the 2<sup>nd</sup> respondent and quash the same and consequently, direct the respondents to grant permission and protection to conduct the 'Aadalum Paadalum' dance programme on 11.08.2015 in pursuant to the Aadi festival of Arulmigu Veeramahaliyamman Temple Situated at Aranthangi Taluk, Pudukkottai District.

For Petitioner : Mr.M.Suresh

For Respondents : Mr.N.Manoharan  
Spl.Govt.Pleader

### O R D E R

This Writ Petition has been filed seeking for the issuance of Writ of Certiorarified Mandamus to call for the records pertaining to impugned order dated 02.08.2015 passed by the 2<sup>nd</sup> respondent and quash the same and consequently, direct the respondents to grant permission and protection to conduct the 'Aadalum Paadalum' dance programme on 11.08.2015 in pursuant to the Aadi festival of Arulmigu Veeramahaliyamman Temple Situated at Aranthangi Taluk, Pudukkottai District.

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

3.The learned counsel for the petitioner would submit that the villagers jointly decided to conduct the Aadi festival of Arulmigu Veeramahaliyamman Temple Situated at Aranthangi Taluk, Pudukkottai District with "Aadalum Paadalum dance programme" on 11.08.2015. In this connection, a representation dated 01.08.2015 was given to the respondent Police with a request to grant permission to conduct the programme on the above said date, however, the respondent Police has rejected the request of the petitioner by an impugned order dated 02.08.2015 and hence, the



petitioner is before this Court with this Writ Petition. The learned counsel for the petitioner further submitted that as the said festival is celebrated in a peaceful manner by the villagers, there will be no untoward incident by the people of the village.

4. The learned Special 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 Special 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 "Aadalum Paadalum dance programme" in connection with the above said festival.

6. Accordingly, the impugned order dated 02.08.2015 is hereby set aside and the Writ Petition is disposed of with the following directions:

(a) The Aadalum Paadalum dance programme in connection with the Aadi festival of Arulmigu Veeramahaliyamman Temple Situated at Aranthangi Taluk, Pudukkottai District be held on 11.08.2015 between 07.00 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 the youth

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

(e) No flex boards in support of any political party or religious 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 empowered to stop the dance programme, if it exceeds beyond the permitted time.

(i) The participants of the programme shall not intake any kind of toxic substance or liquor during the programme;

(j) If there is any untoward incident took place, the village people and the organizers of the programme be made responsible for the same;

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

No costs.

Sd/-  
Assistant Registrar

/True Copy/

Sub Assistant Registrar



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

2.The Sub-Inspector of Police,  
Aranthangi Police Station,  
Pudukkottai District.

+1cc to M/S.M.Suresh, Advocate in SR.No 44429

TS/10.08.2015/3P - 4C PRV/SAR -II

W.P (MD) No.13987 of 2015

06.08.2015