



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.09.2015

CORAM:

THE HONOURABLE MS.JUSTICE R.MALA

W.P(MD)No.16576 of 2015

Narayanamoorthy

: Petitioner

Vs.

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

2.The Inspector of Police,
Pavoorchatram 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, to direct the 2nd respondent to give permission and protection for conducting Minnozhi Kabadi Tournament conducted at Nanban Kabady Kulu at Ariyankavur Village, Thippanampatti Post, Tenkasi Taluk, Tirunelveli District scheduled to be held on 3.10.2015.

For Petitioner : Mr.S.Selvakumar

For Respondents : Mr.N.Manoharan,

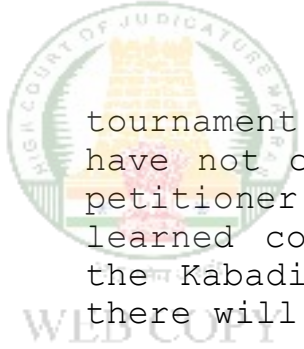
Special Government Pleader

O R D E R

This Writ Petition has been filed seeking for the issuance of a Writ of Mandamus, directing the second respondent to give permission and protection for conducting Minnozhi Kabadi Tournament conducted at Nanban Kabady Kulu at Ariyankavur Village, Thippanampatti Post, Tenkasi Taluk, Tirunelveli District scheduled to be held on 3.10.2015.

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 Kabadi tournament on 3.10.2015. In this connection, a representation was given to the respondents, with a request to grant permission to conduct the



tournament on the above said date, but, however, the respondents have not considered the request of the petitioner and hence, the petitioner is before this Court with this Writ Petition. The learned counsel for the petitioner would further submit that as the Kabadi is conducted 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 tournament.

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 Kabadi tournament on the above said date.

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

(i)The Kabadi tournament at Ariyankavur Village, Thippanampatti Post, Tenkasi Taluk, Tirunelveli District, be held on 3.10.2015 at about 06.00 p.m.

ii)The petitioner and other participants shall not shout, raise any slogan for or against any party or party leader, any caste, community or creed.

iii) The petitioner shall ensure that no untoward incident is caused disturbing the public peace and tranquility.

iv) The petitioner shall ensure proper first aid arrangements by keeping one or two doctors in the venue.

v)The participants of Kabadi tournament shall not wear any form of dress showing offending slogans or picture of any communal/political leader which may cause disturbance.

vi)Songs praising communal leader or having communal overtones should not be played.

vii)The petitioner will ensure that no flex board or hoardings depicting particular community or leader will be displayed.

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

(ix)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;

(x)Similarly, the Police is empowered to stop the Kabadi tournament, if it exceeds beyond the permitted time.

(xi)the participants of the tournament shall not intake any



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

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

(xiv) The Referee must be authorised person from the District Association.

No costs.

Sd/-

Assistant Registrar (Record)

/True copy/

Sub Assistant Registrar

vks

To

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

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

+1cc to Mr. S. Selva Kumar, Advocate Sr NO. 54296

+1cc to Special Government Pleader SR No. 54009

Order made in
W.P (MD) No. 16576 of 2015

14.09.2015

RG.15.09.2015/GSV/PM/SAR-I 3P/5C.