



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.12.2015

CORAM:

**THE HONOURABLE MR. JUSTICE S. VAIDYANATHAN**

W.P (MD) No. 22671 of 2015

G. Rajkumar

... Petitioner

-vs-

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

2. The Inspector of Police,  
Town Police Station,  
Srivilliputhur,  
Virudhunagar 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 herein to grant permission and adequate police protection for conducting Kabadi Tournament at Perumbalseri Village, Srivilliputhur, Virudhunagar District on 26.12.2015 and 27.12.2015 by considering the representations dated 23.11.2015, 24.11.2015 and 30.11.2015 submitted by the petitioner.

For Petitioner : Mr. G. Thalaimutharasu  
For Respondents : Mr. D. Muruganandham  
Addl. Govt. Pleader

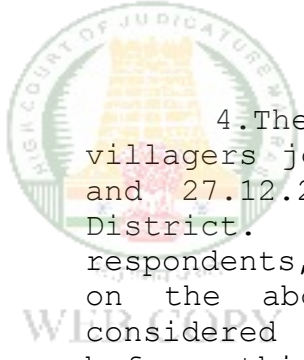
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O R D E R

Mr. D. Muruganandam, the Additional Government Pleader, takes notice for the respondents. By consent, the writ petition itself is taken up for final disposal.

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

3. This Writ Petition has been filed seeking for the issuance of a Writ of Mandamus, directing the respondents herein to grant permission and adequate police protection for conducting Kabadi Tournament at Perumbalseri Village, Srivilliputhur, Virudhunagar District on 26.12.2015 and 27.12.2015 by considering the representations dated 23.11.2015, 24.11.2015 and 30.11.2015 submitted by the petitioner.



4.The learned counsel for the petitioner would submit that the villagers jointly decided to conduct the Kabadi tournament on 26.12.2015 and 27.12.2015 at Perumbalseri Village, Srivilliputhur, Virudhunagar District. In this connection, representations were given to the respondents, with a request to grant permission to conduct the tournament on the above said dates, 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 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.

5.The 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 tournament.

6.Having considered the facts and circumstances and the submissions made on either side, 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 dates.

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

(i) The Kabadi tournament is permitted to be conducted on 26.12.2015 and 27.12.2015 at Perumbalseri Village, Srivilliputhur, Virudhunagar District between 06:00p.m. and 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.

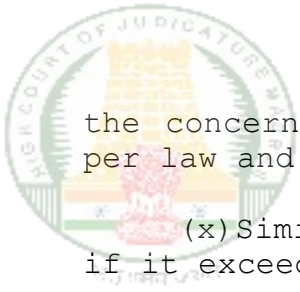
vi)Songs praising communal leader or having communal overtones should not be played.

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

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

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

(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 kind of toxic substance or liquor during the meeting. In the event of any suspicion of consumption of alcohol, by the respondent police, they can very well check the person by using Alcohol Breath Analyser;

(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 authorized person from the District Association.

(xv) The petitioner shall not use mikes with loud speakers or amplifiers so as to cause disturbance to the students, who are undertaking examinations, patients and old aged people during the tournament. No costs.

Sd/-  
Assistant Registrar (AS)

/True Copy/

Sub Assistant Registrar

MPK

To

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

2. The Inspector of Police,  
Town Police Station,  
Srivilliputhur,  
Virudhunagar District.

+1CC to Mr.G.Thalaimutharasu Advocate Sr.No.72411

+1CC to Spl.Government Pleader Sr.No.72246

GJM/AAL/MPA/SARI-22.12.2015-3P-5C

W.P (MD) No.22671 of 2015  
16.12.2015