



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.04.2015

CORAM:

THE HONOURABLE Mr.JUSTICE M.M.SUNDRESH

Writ Petition (MD) No.7327 of 2015

Chenniappan

... Petitioner

Vs.

The Sub Inspector of Police,  
Saptur Police Station,  
Madurai District.

... Respondent

**Prayer:-** Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, directing the respondent herein to grant permission to conduct 'Adalum Padalum' dance programme on 30.05.2015 from 7.00 p.m. to 10.00 p.m. in pursuant to the "Vaigasi Festival" of Sri Nagaiah Swamy Temple and Arulmigu Sri Akkammal Temple, Saptur, Madurai District and adequate police protection given by the said temple by considering the petitioner's representation dated 20.04.2015.

For Petitioner : Mr.B.Narayanram

For Respondent : Mr.R.Karthikeyan

Additional Government Pleader

### O R D E R

This writ petition has been filed seeking for the issuance of Writ of Mandamus, directing the respondent herein to grant permission to conduct 'Adalum Padalum' dance programme on 30.05.2015 from 7.00 p.m. to 10.00 p.m. in pursuant to the "Vaigasi Festival" of Sri Nagaiah Swamy Temple and Arulmigu Sri Akkammal Temple, Saptur, Madurai District and adequate police protection given by the said temple by considering the petitioner's representation dated 20.04.2015.

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

3. The learned counsel for the petitioner would submit that the petitioner is doing devotional duty of Sri Nagaiah Swamy Temple and Arulmigu Sri Akkammal Temple, Saptur, Madurai District and every year "Vaigasi Festival" is being conducted by the villagers and this year also, the villagers jointly decided to conduct the village temple festival, with "Aadal Padal programme" on 30.05.2015. In this connection, a representation was given on 28.04.2015 to the respondent police, with a request to grant permission to conduct "Aadal Padal Programme" on 30.05.2015, however no order was passed by the respondent 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.R.Karthikeyan, learned Additional Government Pleader appearing for the respondent, 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 Additional Government Pleader appearing for the respondent, this court is of the view that necessary permission shall be granted to the petitioner and his Villagers to conduct "Adal Padal programme" in connection with the temple festival of Sri Nagaiah Swamy Temple and Arulmigu Sri Akkammal Temple, Saptur, Madurai District.

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

(a) The cultural programme in connection with temple Festival at Sri Nagaiah Swamy Temple and Arulmigu Sri Akkammal Temple, Saptur, Madurai District be held on 30.05.2015 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 is directed to issue necessary permission, incorporating the above conditions.

No costs.

Sd/-

Assistant Registrar



To

The Sub Inspector of Police,  
Saptur Police Station,  
Madurai District.

+1cc to Mr.NARAYANA RAM, Advocate, in SR. No. 23805

+1cc to Special Government Pleader, in SR No. 24747.

TS/07.05.2015/3P-4C

W.P (MD) No.7327 of 2015

29.04.2015