



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.04.2015

CORAM:

THE HONOURABLE Mr. JUSTICE M.M. SUNDRESH

Writ Petition (MD) No. 7330 of 2015

WEB COPY

A. Govindaraj

... Petitioner

Vs.

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

2. The Inspector of Police,
Inamkulathur Police Station,
Trichy 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 to grant permission and necessary protection to perform the cultural programme (i.e.,) dance programme on 04.05.2015 at 6.30 p.m. in the festival of Arulmighu Bahavathi Amman Kovil at Thoppupatty, Inam Kulathur, Srirangam Taluk, Trichy District.

For Petitioner : Mr. C. Bharathi

For Respondents : Mr. R. Karthikeyan

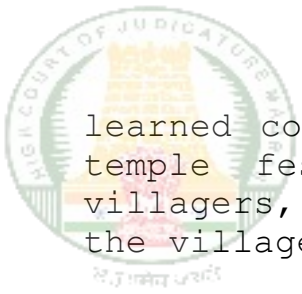
Additional Government Pleader

O R D E R

The Writ Petition has been filed seeking for the issuance of Writ of Mandamus, directing the respondents to grant permission and necessary protection to perform the cultural programme (i.e.,) dance programme on 04.05.2015 at 6.30 p.m. in the festival of Arulmighu Bahavathi Amman Kovil at Thoppupatty, Inam Kulathur, Srirangam Taluk, Trichy District.

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

3. The learned counsel for the petitioner would submit that there are around 300 families living in our village and there is a famous temple viz., Arulmighu Bahavathi Amman Kovil and they decided to celebrate Temple Festival with "Aadal Padal programme" on 04.05.2015. In this connection, a representation was given on 26.04.2015 to the respondents, with a request to grant permission to perform "Aadal Padal Programme" on 04.05.2015, 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 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 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 Additional 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 "Adal Padal programme" in connection with the temple festival of Arulmighu Bahavathi Amman Kovil at Thoppupatty, Inam Kulathur, Srirangam Taluk, Trichy District.

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

(a) The cultural programme in connection with the temple Festival at Arulmighu Bahavathi Amman Kovil at Thoppupatty, Inam Kulathur, Srirangam Taluk, Trichy District be held on 04.05.2015 between 06.00 p.m.to 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.

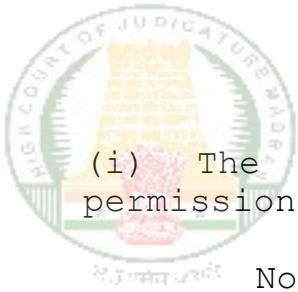
(d) No dance or songs, touching upon any political party or religion or community or caste be played.

(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 performance, if it exceeds beyond the permitted time.



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

No costs.

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Sd/-
Assistant Registrar (T&P)

/True copy/

Sub Assistant Registrar

akv
To

1. The Superintendent of Police,
Trichy District,
Trichy.
2. The Inspector of Police,
Inamkulathur Police Station,
Trichy District.

+1cc to M/S.C.BHARATHI, ADVOCATE IN SR NO.23416

W.P (MD) No.7330 of 2015
29.04.2015

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