



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.05.2015

CORAM:

THE HONOURABLE MR.JUSTICE V.S.RAVI

W.P(MD)No.8111 of 2015

P.Rajadurai

... Petitioner

Vs.

The Inspector of Police,
Veerapandi Police Station,
Veerapandi,
Theni Taluk, Theni District.

... Respondent

Prayer: Petition filed under Article 226 of the Constitution of India for the issuance of Writ of Mandamus to direct the respondent to permit the petitioner to conduct a cricket tournament for a period of 10 days from 20.05.2015 to 30.05.2015 at the ground situated in the campus of Government Higher Secondary School, Kottur, Theni District.

For Petitioner : Mr.C.Gopalakrishnan

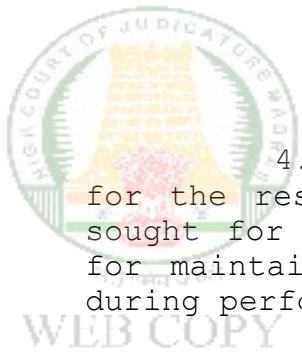
For Respondent : Mr.R.Raja Karthikeyan
Additional Government Pleader
assisted by
Mr.A.P.Balasubramani
Government Advocate(Crl.Side)

ORDER

This writ petition has been filed seeking for issuance of writ of Mandamus to direct the respondent to permit the petitioner to conduct a cricket tournament for a period of 10 days from 20.05.2015 to 30.05.2015 at the ground situated in the campus of Government Higher Secondary School, Kottur, Theni District.

2.Heard the learned counsel appearing for the petitioner and the learned Government Advocate(Crl.Side) appearing for the respondent and also perused the materials on record.

3.Learned counsel for the petitioner would submit that the petitioner is the president of Hero Star Sports Club, Kottur, Theni Taluk, Theni District and every year Cricket tournament is being conducted by the said Club and this year also, they decided to conduct the 'Cricket tournament' from 20.05.2015 to 30.05.2015 at the ground situated in the campus of Government Higher Secondary School, Kottur, Theni District. In this connection, a representation has been given on 09.05.2015 to the respondent, with a request to grant permission to conduct 'Cricket tournament' from 20.05.2015 to 30.05.2015. However, no postive order has been 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 Cricket tournament is conducted in a peaceful manner by the villagers, there will be no untoward incident by the people of the village.



4.Mr.A.P.Balasubramani, learned Government Advocate 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.Further, it is also brought to the information of this Court that already the Hon'ble Division Bench in W.P.No.4831 of 2015 in the case of *Muthupandi Vs. Deputy Superintendent of Police, Madurai District, Madurai* by order dated 01.04.2015 has granted permission for conducting cultural programme relating to the temple festival with conditions and also in W.P.(MD)No.6207 of 2015 by order dated 23.04.2015 in the case of *Karuppaiya Vs. Superintendent of Police, Pudukottai District* and in the case of *Saravanan Vs. Superintendent of Police, Dindigul District* in W.P.No.9305 of 2014 by order dated 16.06.2014, this Court has passed an order granting permission for the cultural event with conditions. Accordingly, it has been requested that appropriate orders may be passed in the present case also following the above said judgments of this Court.

6.Having considered the facts and circumstances and the submissions made by the learned counsel for the petitioner and the learned Government Advocate appearing for the respondents, this Court is of the view that necessary permission shall be granted to the petitioner Club to conduct 'Cricket Tournament' at the ground situated in the campus of Government Higher Secondary School, Kottur, Theni District from 20.05.2015 to 30.05.2015 between 4.00 p.m. To 10.30 p.m., however, with the following conditions.

7.Accordingly, the writ petition is disposed of with the following directions:-

(a)The Cricket Tournament at the ground situated in the campus of Government Higher Secondary School, Kottur, Theni District shall be held from 20.05.2015 to 30.05.2015 between 4.00 p.m. to 10.30 p.m.

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

(c)The Cricket Tournament should not affect either religious or communal harmony and shall be conducted without any discrimination based on caste.

(d)The Cricket Tournament should be conducted in a lawful and peaceful manner, and also with decency.

(e) 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

(f)Similarly, the police is entitled to stop the tournament, if it exceeds beyond the permitted time.



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

No order as to costs.

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/True copy/

Sd/-

Assistant Registrar (Crl.side)

Sub Assistant Registrar

To

The Inspector of Police,
Veerapandi Police Station,
Veerapandi, Theni Taluk, Theni District.

+1cc to MR.C.GOPALAKRISHNAN, ADVOCATE IN SR : 25810

Ssl/Nbj

SR/AMF : 20.05.2015 : 3p/3c (IT)

W.P (MD) No.8111 of 2015
20.05.2015