



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :02.06.2015

CORAM :

WEB COPY

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH

W.P(MD)No.8679 of 2015

G.Thangamariyappan

... Petitioner

Vs.

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

2. The Sub-Inspector of Police,
Sethur Rural Police Station,
Rajapalayam Taluk,
Virudhunagar District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, call for the records of the 2nd respondent in pursuance of the order dated 28.05.2015 and quash the same and further directing the 2nd Respondent to grant permission and protection to conduct the Kabbadi Tournament scheduled on 06.06.2015 between 06.00 P.M. to 02.00 P.M. on 07.06.2015 at kamarajar Thidal, Krishnapuram, Rajapalayam Taluk by considering the petitioner's representation dated 25.05.2015 to the 2nd respondent.

For Petitioner : M/s.P.Santhoshkumar

For Respondents : Mr.S.Kumar

Additional Government Pleader

ORDER

Mr.S.Kumar, learned Addl.Govt.Pleader takes notice on behalf of the respondents. By consent, the writ petition is taken up for disposal at the stage of admission.

2. This writ petition has been filed under Article 226 of Constitution of India, seeking for issuance of a Writ of Certiorarified Mandamus, call for the records of the 2nd respondent in pursuance of the order dated 28.05.2015 and quash the same and further directing the 2nd Respondent to grant permission and protection to conduct the Kabbadi Tournament scheduled on 06.06.2015 between 06.00 P.M. to 02.00 P.M. on 07.06.2015 at kamarajar Thidal, Krishnapuram, Rajapalayam Taluk by considering the petitioner's representation dated 25.05.2015 to the 2nd respondent.



3. Heard the learned counsel for the parties and perused the materials available on record.

4. Learned counsel for the petitioner would submit that the petitioner is the President of Krishnapuram Sports Club which is associated with Virudhunagar Amateur Kabbadi Club, is organizing only a sports event and the second respondent should not have denied permission for conducting Kabadi Game event. The learned counsel undertakes that the petitioner would not give any political colour to the Kabadi Game, scheduled to be held between 06.00 p.m on 06.06.2015 and 07.00p.m. on 07.06.2015 and the petitioner is prepared to abide by any conditions to be imposed by the respondents, if the respondents grant permission for conducting Kabadi Game. The undertaking given by the learned counsel for the petitioner is recorded.

5. Learned Additional Government Pleader appearing for the respondents, on instructions from the respondents, would submit that he has no serious objection for granting permission to the petitioner to conduct Kabadi match and therefore, permission may be granted with certain conditions.

6. Taking note of the fact that the petitioner is going to organise only Kabadi Game, keeping it open to everyone from his village and outside the village, beyond religion, caste, community and religion, this Court finds no impediment to grant permission to conduct "Kabadi Game" event, on 06.06.2015 at kamarajar Thidal, Krishnapuram, Rajapalayam Taluk, and accordingly, the impugned order passed by the second respondent is quashed and the second respondent is directed to give permission to the petitioner to conduct "Kabadi Game" event, subject to the following conditions:-

i)The petitioner shall ensure that the Kabadi Game should not spill over beyond the stipulated time;

ii)The petitioner and other participants should not raise any slogan about the party or party leader;

iii)The petitioner shall ensure that there will not be any untoward incident, causing disturbance to the public peace and tranquility;

iv)The petitioner shall also ensure for proper first-aid arrangements, by keeping one or two doctors at the avenue.

v)The participants of Kabadi Game shall not wear any dress showing the slogan or picture of any communal/political leader; and

vi)The petitioner shall ensure that there should not be any flux board or hoardings at the avenue.

7. If any of the above said conditions are violated, it is open to the respondents to take appropriate action, in accordance



8. With the above directions, this writ petition is ordered as above. No costs.

Sd/-

Assistant Registrar(T&P)

/True copy/

Sub Assistant Registrar

pjl

To

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

2. The Sub-Inspector of Police,
Sethur Rural Police Station,
Rajapalayam Taluk,
Virudhunagar District.

+1cc to MR.P.SANTHOSKUMAR, ADVOCATE IN SR NO.26684

+1cc to Special Government Pleader Sr NO. 27038

W.P(MD)No.8679 of 2015
02.06.2015

RG.03.06.2015 3P.5C.