



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.06.2015

CORAM:

THE HONOURABLE Mr.JUSTICE M.M.SUNDRESH

Writ Petition(MD)No.9154 of 2015

C.Prabhu

... Petitioner

Vs.

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

2.The Inspector of Police,
Melur Police Station,
Melur,
Madurai 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 protection for Kabadi Tournament scheduled to be held on 13.06.2015 at night 11.00 p.m. To 14.06.2015 at evening 6.00 p.m. in connection with "Kabadi Competition" at Musundapatti Village, Chittampatti Post, Melur Taluk, Madurai District and pass such further order.

For Petitioner : Mr.S.Sethupathi

For Respondents : 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 respondents to grant permission and protection for Kabadi Tournament scheduled to be held on 13.06.2015 at night 11.00 p.m. To 14.06.2015 at evening 6.00 p.m. in connection with "Kabadi Competition" at Musundapatti Village, Chittampatti Post, Melur Taluk, Madurai 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 submitted that the petitioner, being a resident of Musundapatti Village, Chittampatti Post, Melur Taluk, Madurai District is regularly



conducting Kabadi competition by allowing competent Kabadi players all over the State.

4. Mr.R.Karthikeyan, learned Additional Government Pleader appearing for the respondents, on instructions, would submit that there is a likelihood of law and order problem and hence, permission sought for by the petitioner may be granted with stringent conditions to conduct the same.

5. In view of the said submission, mere likelihood of law and order problem itself cannot be a ground for rejecting the permission, as sought for by the petitioner and the third respondent has to take adequate steps to control law and order problem and accordingly, this Court is inclined to allow the Writ Petition by imposing the following conditions:-

(i) The petitioner should ensure that sufficient medical facilities are available at the venue;

(ii) There should not be any kind of play of communal songs praising any communal leaders;

(iii) There should not be any kind of flex boards or hoardings during the said competition;

(iv) It is open to the second respondent to impose other reasonable restrictions for the conduct of Kabadi competition in public interest and to ensure peace;

(v) The said Kabadi competition should be restricted from **13.06.2015 at night 11.00 p.m. to 14.06.2015 at evening 6.00 p.m.**

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

6. Apart from the above said conditions, it is further made clear that the petitioner should not wear any garment bearing the name, symbol and flag of any political party.

7. The Writ Petition is disposed of with the above directions. No costs.

Sd/-

Assistant Registrar(RTI)

/True copy/

Sub Assistant Registrar

PJL

To

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

2.The Inspector of Police,

Melur Police Station,Melur,Madurai District.

+1cc to Mr.S.SETHUPATHI,ADVOCATE IN SR NO.29073

+1CC TO SPECIAL GOVERNMENT PLEADER IN SR NO.29143

W.P(MD)No.9154 of 2015

09.06.2015