

THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 02.11.2016

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Writ Petition No.37470 of 2016

S.A.Munusamy

... Petitioner

-Versus-

The Inspector of Police,
Pallipalayam Police Station,
Pallipalayam, Namakkal District.

... Respondent

Petition filed under Section 226 of the Constitution of India praying for issuance of a writ of mandamus directing the respondent authority to take appropriate action by considering petitioner's representation dated 21.10.2016 to give police protection and permission to conduct ADAL PADAL programme in O.Pappampalayam Arulmigu Sree Muthu Kumarasami Temple Festival, Kumarapalayam Taluk, Namakkal District on 03.11.2016.

For Petitioner

Mr.A.Sathishkumar

For Respondent

Mr.C.Emalias,

Additional Public Prosecutor

ORDER

This writ petition has been filed seeking a direction to the respondent to accord permission for the conduct of Adal Padal programme during the temple festival of O.Pappampalayam Arulmigu Sree Muthu Kumarasami Temple, Kumarapalayam Taluk, Namakkal District and to provide necessary police protection.

2. It is seen that the petitioner made a representation dated 21.10.2016 to the respondent police seeking permission for the conduct of Adal Padal Program in connection with festival of O.Pappampalayam Arulmigu Sree Muthu Kumarasami Temple, Kumarapalayam Taluk, Namakkal District and for police protection. The said representation was sent by post.

3. The learned Additional Public Prosecutor submitted that no obscene dance program should be allowed to be performed in the name of cultural program.

4. Under such circumstances, the petitioner is directed to give a fresh representation to the respondent and on such representation being made the respondent police shall make inquiries with all the stake holders including the rival parties, if any, and pass appropriate orders either granting permission or refusing to grant permission depending upon the law and order situation in the locality. If permission is granted, at any cost, the program should not be allowed to be conducted beyond 10.00 p.m. on 03.11.2016 and that the program should not have any indecent items.

5. Taking into consideration of rival submission, the petitioner is directed to give a fresh representation to the respondent for the conduct of cultural program agreeing to the conditions to be specified by the respondent and that the program should be wound up by 10.00 p.m. on 03.11.2016. On such representation being made, the same may be considered taking into consideration the law and order situation in the area.

6. In the result, the writ petition is disposed of with the above directions. No costs.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

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To

The Inspector of Police,
Pallipalayam Police Station,
Pallipalayam, Namakkal District.

+1 cc to Mr.A.Sathishkumar Advocate sr 61974

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