



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 11.08.2016

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THE HON'BLE DR.JUSTICE S.VIMALA

W.P(MD)Nos.14652 of 2016

WEB COPY

V.Sridhar

... Petitioner

-vs-

The Inspector of Police,
Ponnamaravathy Police Station,
Pudukottai District.

... Respondent

Prayer: Writ Petition is filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the respondent to grant permission to perform the dance program of Adal Padal on 16.08.2016 night at Arulmigu Sri Nallandi Ayyanar Kovil situated at Vendanpatti, Ponnamaravathy Taluk, Pudukottai District and to provide adequate police protection based on the representation dated 08.08.2016.

For Petitioner : Mr.K.G.Arun Kumar
For Respondent : Mr.D.Muruganandam
Addl. Govt. Pleader

O R D E R

The writ petition has been filed for issuance of a Writ of Mandamus, directing the respondent to grant permission to perform dance program of Adal Padal on 16.08.2016 night at Arulmigu Sri Nallandi Ayyanar Kovil situated at Vendanpatti, Ponnamaravathy Taluk, Pudukottai District and to provide adequate police protection based on the representation dated 08.08.2016.

2. Mr.D.Muruganandam, learned Additional Government Pleader, takes notice for the respondent. By consent, the writ petition itself is taken up for final disposal.

3. Heard the learned counsel appearing for the petitioner and the learned Additional Government Pleader appearing for the respondent.

4.The learned counsel appearing for the petitioner would submit that the programme is being conducted by the villagers regularly in order to promote harmony during the above said festival period; that a representation was given to the respondent, but, however, the same was not considered so far and hence, the petitioner is before this Court with this writ petition. The learned counsel appearing for the petitioner would submit that as the aforesaid festival is celebrated in a peaceful manner by the villagers, there will be no untoward incident on account of this celebration.



5. The learned Additional Government Pleader appearing for the respondent, on instructions, would submit that during festival, a bull is likely to be used and if it is released violently, it would be dangerous to general public and therefore, the respondent did not grant permission.

6. There is an undertaking on the part of the petitioner that such activity will not be done during festival.

7. In view of the undertaking given on the side of the petitioner, the Writ Petition is disposed of with the direction to the respondent police to grant permission to perform Adal Padal at Arulmigu Sri Nallandi Ayyanar Kovil situated at Vendanpatti, Ponnamaravathy Taluk, Pudukottai District, scheduled to be held on 16.08.2016 between 07.00 p.m. to 10.30 p.m. by incorporating the following conditions:-

(a) Obscene dance / songs / vulgar dialogues should be avoided during the programme;

(b) Songs conveying obscene double meaning should not be played in order to avoid awkwardness;

(c) No dance or songs, touching upon the conduct of any political party or community or caste be played;

(d) No flex boards in support of any political party or religious leader be erected;

(e) The programme shall be conducted without showing any discrimination based on caste / community etc., and it shall be ensured that it is towards promoting communal harmony;

(f) the participants of the programme shall not intake any kind of intoxicating substance or liquor during the programme;

(g) In respect of untoward incident occurring, the organizers of the programme be responsible for the same;

(h) If there is any violation of any of the conditions imposed, the concerned Police Officer is at liberty to take necessary action, as per law and stop such performance.

Sd/

Assistant Registrar(AS)

/True Copy/

Sub Assistant Registrar.

To

The Inspector of Police, Ponnamaravathy Police Station,
Pudukottai District.

+1CC to M/S.K.G.Arunkumar, Advocate, SR.No. 43601

+1CC to the Special Government Pleader, SR.No. 43680

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