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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :28.09.2016

CORAM

THE HON'BLE MR.JUSTICE K.KALYANASUNDARAM

W.P(MD)No.18712 of 2016

V.M.Sureshkumar .. Petitioner

Vs.

The Inspector of Police,
Pattiveeranpatti Police Station,
Dindigul 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 and protection for cultural event namely Adal Padal scheduled to be held on 13.10.2016 at night in connection with "Purattasi Festival" in Arulmigu Sri MuthalammanKovil at Sidhur Panchayat, Nellur Village, Aathoor Taluk, Dindigul District, by considering the petitioner's representation dated 20.09.2016.

For Petitioner : Mr.S.Selvakumar

For Respondents : Mr.K.P.Krishna Doss
Government Advocate (Crl. Side)

O R D E R

The writ petition has been filed for issuance of a Writ of Mandamus, to direct the respondents to grant permission and protection for cultural event namely Adal Padal scheduled to be held on 13.10.2016 in connection with "Purattasi Festival" of Arulmigu Sri MuthalammanKovil at Sidhur Panchayat, Nellur Village, Aathoor Taluk, Dindigul District, by considering the petitioner's representation dated 20.09.2016.

2. Mr.K.P.Krishna Doss, learned Government Advocate, 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 Government Advocate appearing for the respondent.

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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 respondents, but, however, the same was not considered by the respondent police so far and hence, the petitioner is before this Court with this writ petition. The learned counsel appearing for the petitioner would further 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 Government Advocate appearing for the respondents, on instructions, would submit that the permission sought for by the petitioner may be granted with appropriate and stringent conditions for maintaining law and order and also to avoid any untoward incident during performance of such programme.

6. Accordingly, in view of the submission made by the learned Government Advocate, the Writ Petition is disposed of with the direction to the respondent police to accord permission to the petitioner to conduct "Adal Padal" Programme in connection with the “Purattasi Festival” of Arulmigu Sri MuthalammanKovil at Sidhur Panchayat, Nellur Village, Aathoor Taluk, Dindigul District, scheduled to be held on 13.10.2016, 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;

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(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(CO)

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/True Copy/

Sub Assistant Registrar

PJL

To

The Inspector of Police,
Pattiveeranpatti Police Station,
Dindigul District.

+1cc to Mr. J.JEYA ARON RAJA,Advocate Sr.No. 57199

+1cc to the Spl.Govt.pleader Sr.No. 56684

jam/04.10.16/AAL-MPA/SAR I/3P-4C

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