

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.05.2017

CORAM

THE HON'BLE Mr. JUSTICE M.M.SUNDRESH

W.P.No.12827 of 2017

R.Murthy

... Petitioner

v.

The Inspector of Police
Morapur Police Station
Dharmapuri District.

...
Respondent

Petition filed under Article 226 of the Constitution of India praying to issue a writ of mandamus directing the respondent to consider the petitioner representation on 08.05.2017 for providing permission to conduct village folk dance and other cultural programs on 03.06.2017 at Munniyappan and Mariyamman temple at Parayapatti, Arur Taluk and Post, Dharmapuri District.

For Petitioner : Mr.T.Meganathan
For Respondent : Mr.S.Diwakar
Special Govt.Pleader

ORDER

The petitioner has filed the above Writ Petition to issue a writ of mandamus, directing the respondent to give permission to conduct a festival program scheduled to be held on 03.06.2017 in connection with Munniyappan and Mariyamman temple festival at Parayapatti, Arur Taluk and Post, Dharmapuri District, by considering his representation dated 08.05.2017.

2. The learned Special Government Pleader, takes notice for the respondent. By consent, the writ petition itself is taken up for final disposal.

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

4. 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 Special Government Pleader appearing for the respondent, 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. In view of the submission made by the learned Special Government Pleader, the Writ Petition is disposed of, with a direction to the respondent concerned to accord permission and Police Protection to conduct the Cultural Programme in connection with the above said festival of the said Temple for above said date between 7.00 p.m and 10.00 p.m., by incorporating the following conditions:

- a) Obscene dance/songs/vulgar dialogues should be avoided during the programme and the performers must be decently clothed;
- b) Songs conveying obscene double meaning should not be played in order to avoid awkwardness;
- c) No dance or song, 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) The Organizers shall have the names and other particulars of performers; and
- i) 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.

No costs.

Sd/-

Assistant Registrar/VO

//True Copy//

Sub Assistant Registrar

To

The Inspector of Police
Morapur Police Station
Dharmapuri District.

+1 CC to Mr.T. Meganathan, sr 38011

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