



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.07.2017

CORAM

THE HON'BLE MR. JUSTICE S.S.SUNDARW.P. (MD) No.13554 of 2017

A.Senthilvel

... Petitioner

-Vs-

1. The Commissioner of Police,
Madurai City.

2. The Inspector of Police,
Thirunagar Police Station,
Madurai 625 006.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to allow the petitioners to conduct Adal Padal program in the Ursava Vizha of Sri Veyil Ukantha Amman Kovil at Harvipatti, Thirupparankundram Village, Madurai, on 06.08.2017 by the way of considering petitioner's representation, dated 14.07.2017.

For Petitioner : Mr.P.Venkatesan
For Respondents : Mr.A.K.Baskarapandiyan,
Special Government Pleader.

ORDER

This Writ petition is filed for issuing a Writ of Mandamus, directing the respondents to allow the petitioner to conduct "Adal Padal" program in "Ursava Vizha" of "Sri Veyil Ukantha Amman Kovil" at Harvipatti, Thirupparankundram Village, Madurai, on 06.08.2017, by the way of considering petitioner's representation, dated 14.07.2017.

2. Heard the learned counsel appearing for the petitioner and the learned Special Government Pleader appearing for the respondents.

3. The learned counsel for the petitioner submitted that the villagers jointly decided to conduct "Adal Padal" programme on 06.08.2017 in connection with a festival of "Ursava Vizha" in "Sri Veyil Ukantha Amman Kovil", at Harvipatti, Thirupparankundram Village, Madurai. He further submitted that in this connection, a representation was given to the respondents on 14.07.2017, with a



request to grant permission and protection to conduct the programme on the above said date. However, the respondents have not yet considered the said representation and hence, the petitioner is before this Court with this Writ Petition.

4. The learned Special Government Pleader appearing for the respondents submitted that granting permission to conduct the "Adal Padal" programme is likely to attract more crowd from the neighbouring villages and there is a likelihood of law and order problem. When enquired, the learned Special Government Pleader reported that no untoward incident happened.

5. Considering the serious objections, the Writ Petition is disposed of with the following directions:

The second respondent/The Inspector of Police, Thirunagar Police Station, Madurai City, is directed to consider the representation of the petitioner, dated 14.07.2017 and to give permission and to provide police protection for "Adal Padal" programme in connection with a festival of "Ursava Vizha" in "Sri Veyil Ukantha Amman Kovil", at Harvipatti, Thirupparankundram Village, Madurai, scheduled to be held on 06.08.2017, subject to the following conditions;

(a) the "Adal Padal" programme in connection with a festival of "Ursava Vizha" in "Sri Veyil Ukantha Amman Kovil", at Harvipatti, Thirupparankundram Village, Madurai, scheduled to be held on 06.08.2017 should be completed before 10.30 p.m.

(b) there should not be any kind of obscene dance or vulgar dialogues during the performance, by any one of the participants;

(c) double meaning songs should not be played so as to spoil the minds of students and the youth;

(d) no dance or songs, touching upon any political party or religion, community or caste be played;

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

(f) the function should not affect either religious or communal harmony and shall be conducted without any discrimination based on caste;

(g) if there is any violation of any one of the conditions imposed, the concerned Police Officer is at liberty to take necessary action, as per law and stop



(h) similarly, the Police is empowered to stop the programme, if it exceeds beyond the permitted time;

(i) the participants of the programme shall not intake any kind of in-toxic substance or liquor during the programme; and

(j) if any untoward incident takes place, the organizers of the programme be made responsible for the same.

6. It is open to second respondent police to put any further restrictions or to impose any conditions purely in the interest of preserving public order and tranquillity. There can be a total ban for putting up any Flex Boards representing any community. No costs.

Sd/-

Assistant Registrar (RTI)

/True copy/

Sub Assistant Registrar

To

1. The Commissioner of Police,
Madurai City.

2. The Inspector of Police,
Thirunagar Police Station,
Madurai 625006.

+1 CC to M/s.P.VENKATESAN, Advocate, SR No. 67065/2017

+1 CC to THE SPECIAL GOVERNMENT PLEADER, SR No. 67290/17

PMU

PSM/SV/SAR1/27.07.2017/3P/5C

W.P.(MD) No. 13554 of 2017

21.07.2017