



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.08.2017

CORAM

WEB COPY

THE HON'BLE MR.JUSTICE S.S.SUNDAR

W.P.(MD) No.14724 of 2017

P.Selvaraj

... Petitioner

-Vs-

State Represented by
The Inspector of Police,
Manachanallur Police Station,
Trichy District.

... Respondent

Prayer: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondent to permit the petitioner to conduct the cultural function viz., Aadal Padal during the temple festival of "Arulmigu Karuppusamy Temple", Main Road, Piramangalam & Post, Musiri Taluk, Trichy District on 13.08.2017 between 7.00 P.M to 12.00 P.M., and further direct the respondent to give adequate police protection for the above said programme.

For Petitioner : Mr.K.Veilmuthu

For Respondents : Mr.A.K.Baskarapandian,
Special Government Pleader.**ORDER**

This Writ petition is filed for issuing a Writ of Mandamus, directing the respondent to permit the petitioner to conduct the cultural function viz., Aadal Padal during the temple festival of "Arulmigu Karuppusamy Temple", Main Road, Piramangalam & Post, Musiri Taluk, Trichy District on 13.08.2017 between 7.00 P.M to 12.00 P.M., and further direct the respondent to give adequate police protection for the above said programme.

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 "Aadal Padal" programme on 13.08.2017 between 7.00 P.M to 12.00 P.M., in connection with the temple festival of "Arulmigu Karuppusamy Temple", Main Road, Piramangalam & Post, Musiri Taluk, Trichy District. He further submitted that in this connection, a representation was given to the



respondent on 04.08.2017, with a request to grant permission and protection to conduct the programme on the above said date. However, the respondent police has not yet considered the said representation and hence, the petitioner is before this Court with this Writ Petition.

WEB COPY

4. The learned Special Government Pleader appearing for the respondent submitted that this Court may grant permission for "Adal Padal" programme subject to stringent conditions.

5. Considering the facts and circumstances of the case, the Writ Petition is disposed of with the following directions:

The respondent/The Inspector of Police, Manachanallur Police Station, Trichy District, is directed to consider the representation of the petitioner, dated 04.08.2017 and to give permission and to provide police protection for "Adal Padal" programme in connection with the temple festival of "Arulmigu Karuppusamy Temple", Main Road, Piramangalam & Post, Musiri Taluk, Trichy District, scheduled to be held on 13.08.2017, subject to the following conditions;

*(a) the "Adal Padal" programme in connection with the temple festival of "Arulmigu Karuppusamy Temple", Main Road, Piramangalam & Post, Musiri Taluk, Trichy District, scheduled to be held on 13.08.2017 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 such performance;

(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 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.

WEB COPY

Sd/-
Assistant Registrar (T&P)

/True Copy/

Sub Assistant Registrar

To

The Inspector of Police,
Manachanallur Police Station,
Trichy District.

+ 1 CC TO Mr.K.VEILMUTHU, ADVOCATE IN SR No. 71239
+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR No. 71981

MYR/SMI
TE/SKN-RSK/SAR-II : 11/08/2017 : 3P/4C

W.P.(MD) No. 14724 of 2017
08.08.2017