

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED: 04.09.2017

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THE HON'BLE MR.JUSTICE S.S.SUNDAR**W.P. (MD) No.16641 of 2017**

K.Jeyasingh Nadar

... Petitioner

-Vs-

1. The Superintendent of Police,
Thoothukudi District,
Thoothukudi.

2. The Inspector of Police,
Arumuganeri Police Station,
Arumuganeri,
Thoothukudi District.

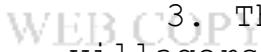
... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to grant permission and necessary protection to perform the cultural programme i.e., Innesai Katcheri on 06.09.2017 at 07.00.p.m., and Adal Padal on 07.09.2017 at 07.00p.m., in the eve of Poonthottam Sri Pattrakali Amman-Sri Mutharamman Temple at Poonthottam, Kayalpattinam, Tiruchendur Taluk, Thoothukudi District by considering the petitioner's representation dated 31.08.2017.

For Petitioner : Mr.N.Pragalathan
For Respondents : Mr.S.Sathish Kumar,
Additional Government Pleader.

O R D E R

This Writ petition is filed for issuing a Writ of Mandamus seeking a direction to the respondents to grant permission and necessary protection to perform the cultural programme i.e., Innesai Katcheri on 06.09.2017 at 07.00.p.m., and Adal Padal on 07.09.2017 at 07.00p.m., in the eve of Poonthottam Sri Pattrakali Amman-Sri Mutharamman Temple at Poonthottam, Kayalpattinam, Tiruchendur Taluk, Thoothukudi District by considering the petitioner's representation dated 31.08.2017.



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

The 2nd respondent/The Inspector of Police, Arumuganeri Police Station, Arumuganeri, Thoothukudi District, is directed to consider the representation of the petitioner, dated 31.08.2017 and to give permission and to provide police protection for "Adal Padal" programme in connection with Poonthottam Sri Pattrakali Amman-Sri Mutharamman Temple at Poonthottam, Kayalpattinam, Tiruchendur Taluk, Thoothukudi District, scheduled to be held on 06.09.2017 at 07.00.p.m., and Adal Padal on 07.09.2017, subject to the following conditions;

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

https://hcservices.ecourts.gov. (1) 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.

Sd/-

Assistant Registrar(RTI)

/True Copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
Thoothukudi District,
Thoothukudi.

2. The Inspector of Police,
Arumuganeri Police Station,
Arumuganeri,
Thoothukudi District.

+1cc to M/S. N.PRAGALATHAN, Advocate, SR.No.76299.

W.P.(MD) No. 16641 of 2017
04.09.2017