



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED:06.09.2017

CORAM:

THE HONOURABLE MR.JUSTICE S.S.SUNDAR

W.P. (MD) No.16729 of 2017

WEB COPY

M.Rajeskumar

... Petitioner

Vs.

1.The Superintendent of Police,
Office of the Superintendent of Police,
Madurai District.

2.The Inspector of Police,
Alanganallur Police Station,
Madurai District.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, directing the respondents to consider the representation of the petitioner dated 29.08.2017 and to direct the respondents to permit the petitioner to conduct the "Kabadi" Match which is scheduled to be held on 09.09.2017 and 10.09.2017 at Kulamangulam Village, Madurai District to provide adequate police protection.

For Petitioner : Mr.M.Jegadeesh Pandian

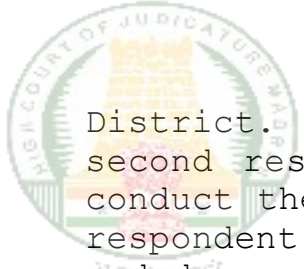
For Respondents : Mr.S.Sadhish Kumar
Additional Government Advocate

ORDER

This Writ Petition has been filed seeking for the issuance of a Writ of Mandamus, directing the respondents to consider the representation of the petitioner dated 29.08.2017 and to direct the respondents to permit the petitioner to conduct the "Kabadi" Match which is scheduled to be held on 09.09.2017 and 10.09.2017 at Kulamangulam Village, Madurai District to provide adequate police protection.

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

3.The learned counsel for the petitioner would submit that the learned counsel for the respondents jointly decided to conduct the Kabadi tournament on 09.09.2017 and 10.09.2017 at Kulamangulam Village, Madurai



District. In this connection, a representation was given to the second respondent police, with a request to grant permission to conduct the tournament on the above said date, however, the second respondent Police has not considered the request of the petitioner and hence, the petitioner is before this Court with this Writ Petition. The learned counsel for the petitioner further submitted that as the "Kabadi" is conducted in a peaceful manner by the villagers, there will be no untoward incident by the people of the village.

4. The learned Additional Government Pleader appearing for the respondents, on instructions, would submit that the permission sought for by the petitioner may be granted with stringent conditions for maintaining law and order and also to avoid any untoward incident during performance of such tournament.

5. Having considered the facts and circumstances and the submissions made by the learned counsel for the petitioner and the learned additional Government Pleader appearing for the respondents, this Court is of the view that necessary permission shall be granted to the petitioner and his Villagers to conduct "Kabadi" tournament on the above said dates.

6. The Sub-Inspector of Police, Alanganallur Police Station, Madurai District has submitted that there is likelihood of law and order problem in view of the fact that there is a residential colony of Adi-dravidars near the place when Kabadi tournament is scheduled to be held, the direction as sought for cannot be granted for conducting "Kabadi" Tournament. The fact that Kabadi is a sports event and that it should be encouraged for promoting sports events in the State is taken note of. Since the statement is given by the Additional Government Pleader, the Superintendent of Police concerned is required to provide adequate police protection to enable the Petitioner to conduct this "Kabadi" Tournament peacefully without giving room for any untoward incident.

7. Accordingly, the Writ Petition is disposed of with the following directions:

(i) The Kabadi tournament at Kulamangulam Village, Madurai District scheduled to be held on 09.09.2017 and 10.09.2017.

ii) The petitioner and other participants shall not shout, raise any slogan for or against any party or party leader, any caste, community or creed.

iii) The petitioner shall ensure that no untoward incident is caused disturbing the public peace and tranquillity.

iv) The petitioner shall ensure proper first aid arrangements by keeping one or two doctors in the venue.

<https://hcservices.ecourts.in/hcservices/> The participants of Kabadi tournament shall not wear any form of dress showing offending slogans or picture of any communal/political leader which may cause disturbance.



vi) Songs praising communal leader or having communal overtones should not be played.

vii) The petitioner will ensure that no flex board or hoardings depicting particular community or leader will be displayed.

(viii) No flex boards in support of any political party or religious leader be erected.

(ix) 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;

(x) Similarly, the Police is empowered to stop the Kabadi tournament, if it exceeds beyond the permitted time.

(xi) The participants of the tournament shall not intake any kind of toxic substance or liquor during the tournament;

(xii) If there is any untoward incident took place, the village people and the organizers of the tournament be made responsible for the same;

(xiii) The respondent concerned is directed to issue necessary permission, incorporating the above conditions.

(xiv) The Referee must be authorized person from the District Association.

No costs.

Sd/-

Assistant Registrar

/True copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
Office of the Superintendent of Police,
Madurai District.

2. The Inspector of Police,
Alanganallur Police Station,
Madurai District.

+1cc to Mr. M. JEGADEESH PANDIAN, Advocate, SR. 76930

W.P. (MD) No. 16729 of 2017
06.09.2017

DSS/TRP

KK/ JC /SAR 1/08.09.2017/ 3P- 4C