

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

DATED: 06.10.2017

CORAM:

WEB COPY

**THE HONOURABLE MR.JUSTICE S.S.SUNDAR****W.P. (MD) No.18620 of 2017**

V.Vijayan

... Petitioner

Vs.

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

2. The Sub Inspector of Police,  
Appanthirupathy Police Station,  
Madurai.

... Respondents

**Prayer:** Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the second respondent to grant permission and to award adequate police protection for conducting Kapadi Tournament, which is scheduled to be taken place on 07.10.2017 and 08.10.2017 at Poondi, Madurai District by considering the petitioner's representation dated 17.09.2017.

For Petitioner : Mr.S.Balaji

For Respondents : Mr.D.Muruganantham  
Additional Government Pleader.**O R D E R**

This Writ Petition is filed for issuing a Writ of Mandamus, directing the second respondent to grant permission and to award adequate police protection for conducting "Kapadi" Tournament, which is scheduled to be taken place on 07.10.2017 and 08.10.2017 at Poondi, Madurai District by considering the petitioner's representation dated 17.09.2017.

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 submitted that the villagers jointly decided to conduct "Kabadi" tournament on 07.10.2017 and 08.10.2017 at Poondi, Madurai District. In this connection, a representation was given to the second respondent police on 17.09.2017, with a request to grant permission to conduct the tournament on the above said date, however, the 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 Tournament 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, submitted that the respondents have serious objection for permitting the petitioner to conduct "Kabadi" tournament.

5.However, taking into account the serious objections of the respondent police, this Court is inclined to pass the following direction:-

I) The second respondent/Sub-Inspector of Police, Appanthirapathy Police Station, Madurai District, is directed to consider the representation of the petitioner, dated 17.09.2017 and to give permission and to provide police protection for conducting "Kabadi" tournament scheduled to be held on 07.10.2017 and 08.10.2017 at Poondi, Madurai District.

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.

v) 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) There should not be any Flex Boards representing any community or political leaders;

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.

6. The second respondent is at liberty to put any further restrictions or to impose any conditions purely in the interest of preserving public order and tranquillity so as to maintain law and order and communal harmony. There can be a total ban for putting up any Flex Boards representing any community. No costs.

Sd/-

Assistant Registrar (AD-II)

/True Copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,  
Madurai District,  
Madurai.
2. The Sub Inspector of Police,  
Appanthirapathy Police Station,  
Madurai.

+1cc to M/S. S.BALAJI, Advocate, SR.No.81830.

W.P. (MD) No.18620 of 2017  
06.10.2017

km/pmu

SDS/SV:MMS/SAR 1/06.10.2017/3P/4C