



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.11.2017

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THE HON'BLE MR.JUSTICE S.S.SUNDARW.P.(MD) No. 20684 of 2017

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V.Chandiraraj

... Petitioner

-Vs-

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

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

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to permit the petitioner to conduct the cultural function viz., "Valli Thirumana Nadagam" during the Temple Festival of "Arulmighu Sri Veil Uganthamman Kovil" Veeraperumalpuram Village, Thirumangalam Taluk, Madurai District on 14.11.2017 from 10.00 p.m., and further direct the respondents to give adequate police protection for the above said programme by considering my representation dated 07.11.2017.

For Petitioner	: Mr.A.Ananda Raj
For Respondents	: Mr.D.Muruganantham Additional Government Pleader.

O R D E R

This Writ petition has been filed for issuing a Writ of Mandamus, seeking a direction to permit the petitioner to conduct the cultural function viz., "Valli Thirumana Nadagam" during the Temple Festival of "Arulmighu Sri Veil Uganthamman Kovil" Veeraperumalpuram Village, Thirumangalam Taluk, Madurai District on 14.11.2017 from 10.00 p.m., and further direct the respondents to give adequate police protection for the above said programme by considering the petitioner's representation dated 07.11.2017.

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

<https://hcservices.courts.gov.in/hcservices/>
3.The learned counsel for the petitioner submitted that the villagers jointly decided to conduct "Valli Thirumana Nadagam"



programme on 14.11.2017 in connection with "Temple Festival" in "Arulmigu Sri Veil Uganthamman Kovil", at Veeraperumalpuram Village, Thirumangalam Taluk, Madurai District. He further submitted that in this connection, a representation was given to the respondent police on 07.11.2017, 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.

4. The learned Additional Government Pleader appearing for the respondents submitted that this Court may grant permission for "Valli Thirumana Nadagam" 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 second respondent/The Inspector of Police, Kallikudi Police Station, Madurai District, is directed to consider the representation of the petitioner, dated 07.11.2017 and to give permission and to provide police protection for "Valli Thirumana Nadagam" programme in connection with "Temple Festival" in "Arulmigu Sri Veil Uganthamman Kovil", at Veeraperumalpuram Village, Thirumangalam Taluk, Madurai District, scheduled to be held on 14.11.2017, subject to the following conditions;

(a) the "Valli Thirumana Nadagam" programme in connection with the "Temple Festival" in "Arulmigu Sri Veil Uganthamman Kovil", at Veeraperumalpuram Village, Thirumangalam Taluk, Madurai District, scheduled to be held on 14.11.2017 should be completed before 10.30 pm or as may be permitted by the second respondent police.

(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;

https://hcservices.ecourts.gov.in/infocenter 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;

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(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,
Madurai District,
Madurai.

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

+ 1 CC TO MR.A.Ananda Raj, ADVOCATE IN SR No. 86167

+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR No.86240

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MK/SKN RSK/SAR-3/13.11.2017/3P/5C

W.P.(MD) No. 20684 of 2017
09.11.2017