



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.11.2017

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THE HONOURABLE MR.JUSTICE S.S.SUNDAR

W.P.(MD) No.21525 of 2017

Ajithkumar

... Petitioner

-Vs-

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

2.The Inspector of Police,
Vathalai Police Station,
Trichy District.

... Respondents

Prayer:Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, to direct the second respondent to grant permission and police protection for conducting "Kabadi Tournament" as scheduled to be held from 25.11.2017, 06.00 p.m., to 26.11.2017, 06.00 p.m., in Sri Mariyamam Temple Play ground situated in Veeranthanallur Village at Paachur, Manachanallur Taluk, Trichy District.

For Petitioner : Mr.G.Kandha Vadivelan

For Respondents: Mr.D.Muruganantham
Additional Government Pleader.

O R D E R

This Writ Petition has been filed seeking for issuance of a Writ of Mandamus, to direct the second respondent to grant permission and police protection for conducting "Kabadi Tournament" as scheduled to be held from 25.11.2017, 06.00 p.m., to 26.11.2017, 06.00 p.m., in Sri Mariyamam Temple Play ground situated in Veeranthanallur Village at Paachur, Manachanallur Taluk, Trichy District.

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 villagers jointly decided to conduct the "Kabadi" Tournament from 25.11.2017, 06.00 p.m., to 26.11.2017, 06.00 p.m., in Sri Mariyamam Temple Play ground situated in Veeranthanallur Village at Paachur, Manachanallur Taluk, Trichy District. In this connection, a



representation was given to the second respondent police on 19.11.2017, with a request to grant permission to conduct the tournament on the above said dates. 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 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 submitted that this Court may grant permission for "Kabadi Tournament" subject to stringent conditions.

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

(i) The second respondent/Inspector of Police, Vathalai Police Station, Trichy District, is directed to consider the representation of the petitioner, dated 19.11.2017 and to give permission and to provide police protection for conducting "Kabadi" Tournament, scheduled to be held from 25.11.2017, 06.00 p.m., to 26.11.2017, 06.00 p.m., in Sri Mariyamam Temple Play ground situated in Veeranthanallur Village at Paachur, Manachanallur Taluk, Trichy 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



(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 second respondent concerned is directed to issue necessary permission, incorporating the above conditions.

(xiv) The Referee for the tournament must be authorized person from the District Kabadi Association or a person qualified to be a Referee at State level.

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 (AS)

/True Copy/

Sub Assistant Registrar.

To

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

2. The Inspector of Police,
Vathalai Police Station,
Trichy District.

+1CC to Mr. G. Kandavadivelan, Advocate, SR.No. 89054

+1CC to the Special Government Pleader SR.No. 89358

W.P. (MD) No. 21525 of 2017
23.11.2017

gsp

KK/SKN RSK/SAR 1/24.11.2017/3P/5C