



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.12.2017

CORAM

THE HON'BLE MR.JUSTICE S.S.SUNDAR

W.P. (MD) No.22301 of 2017

WEB COPY

Kalimuthu

... Petitioner

-Vs-

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

2. The Inspector of Police,
Veerapandi Police Station,
Theni District.

... 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 protection for cultural event, namely, "Adal Padal" scheduled to be held on 10.01.2018 at night in connection with "Margali Urchava Festival" in Arulmighu Sri Kaalamman and Ranganathar Kovil, at Dharmapuri Village, Theni Taluk, Theni District, by considering the petitioner's representation, dated 20.11.2017.

For Petitioner : Mr.J.M.Jeyakarthick

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 protection for cultural event, namely, "Adal Padal" scheduled to be held on 10.01.2018 at night in connection with "Margali Urchava Festival" in Arulmighu Sri Kaalamman and Ranganathar Kovil, at Dharmapuri Village, Theni Taluk, Theni District, by considering the petitioner's representation, dated 20.11.2017.

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 "Adal Padal" programme on 10.01.2018 in connection with "Margali Urchava Festival" in Arulmighu Sri Kaalamman and Ranganathar Kovil, at Dharmapuri Village, Theni Taluk, Theni District. He further submitted that
<https://hcservices.telangana.gov.in/hcservices> a representation was given to the second respondent on 20.11.2017, with a request to grant permission and protection to conduct the programme on the above said date.



However, the second 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 "Adal Padal" 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, Veerapandi Police Station, Theni District, is directed to consider the representation of the petitioner, dated 20.11.2017 and to give permission and to provide police protection for "Adal Padal" programme in connection with "Margali Urchava Festival" in Arulmighu Sri Kaaliyamman and Ranganathar Kovil, at Dharmapuri Village, Theni Taluk, Theni District, scheduled to be held on 10.01.2018, subject to the following conditions;

(a) the "Adal Padal" programme in connection with "Margali Urchava Festival" in Arulmighu Sri Kaaliyamman and Ranganathar Kovil, at Dharmapuri Village, Theni Taluk, Theni District, scheduled to be held on 10.01.2018 should be completed before 10.30 p.m., 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) There should not be any Flex Boards representing any community or political leaders;

(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;

Similarly, the Police is empowered to stop the programme, if it exceeds beyond the permitted time;

