



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.12.2017

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THE HONOURABLE MR.JUSTICE **S.S.SUNDAR**

W.P. (MD) No.22984 of 2017

P.Thangavel

... Petitioner

-Vs-

The Inspector of Police,
Velayuthampalayam Police Station,
Karur District.

... Respondent

Prayer: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, to direct the respondent herein to grant permission and to provide police protection to conduct the "Adalum Paadalum" dance programme on 21.12.2017 in pursuant to the 'Margazhi' festival of Arulmigu Mariamman Thirukoil, situated at Kandampalayam, Manmangalam Taluk, Karur District by considering the petitioner's representation dated 11.12.2017.

For Petitioner : Mr.P.T.Rameshraj

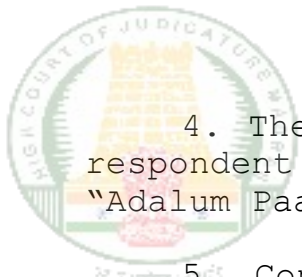
For Respondent : Mr.D.Muruganantham
Additional Government Pleader.

ORDER

The petitioner has come forward with this Writ Petition to direct the respondent herein to grant permission and to provide police protection to conduct the "Adalum Paadalum" dance programme on 21.12.2017 in pursuant to the 'Margazhi' festival of Arulmigu Mariamman Thirukoil, situated at Kandampalayam, Manmangalam Taluk, Karur District by considering the petitioner's representation dated 11.12.2017.

2. The learned counsel for the petitioner submitted that the villagers jointly decided to conduct "Adalum Paadalum" dance programme on 21.12.2017 in connection with 'Margazhi' festival of Arulmigu Mariamman Thirukoil, situated at Kandampalayam, Manmangalam Taluk, Karur District. He further submitted that in this connection, a representation was given to the respondent on 11.12.2017, 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.

3. Heard the learned counsel appearing for the petitioner and the learned Additional Government Pleader appearing for the respondent.



4. The learned Additional Government Pleader appearing for the respondent submitted that this Court may grant permission for "Adalum Paadalum" 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 respondent/The Inspector of Police, Velayuthampalayam Police Station, Karur District, is directed to consider the representation of the petitioner, dated 11.12.2017 and to give permission and to provide police protection for "Adalum Paadalum" programme in connection with 'Margazhi' festival of Arulmigu Mariamman Thirukoil, situated at Kandampalayam, Manmangalam Taluk, Karur District, scheduled to be held on 21.12.2017, subject to the following conditions;

(a) the "Adalum Paadalum" programme in connection with 'Margazhi' festival of Arulmigu Mariamman Thirukoil, situated at Kandampalayam, Manmangalam Taluk, Karur District, scheduled to be held on 21.12.2017 should be completed before **10.30 p.m.**, or as may be permitted by the 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;

(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(CS-III)

/True Copy/

Sub Assistant Registrar

To

The Inspector of Police,
Velayuthampalayam Police Station,
Karur District.

+1cc to Mr.P.T.RAMESHRAJA Advocate in SR. No. 92770

+1cc to THE SPECIAL GOVERNMENT PLEADER in SR. No. 93172

CMR

JS/SV.MMS/SAR.1/3P-4C/19.12.2017

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