



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.12.2017

CORAM:

THE HONOURABLE MR.JUSTICE S.S.SUNDAR

W.P. (MD) No.23431 of 2017

WEB COPY

M.Surendran

... Petitioner

Vs.

1. The Superintendent of Police,
O/o. The Superintendent of Police,
Madurai District, Madurai.

2. The Deputy Superintendent of Police,
Samayanallur, Madurai District.

3. The Inspector of Police,
Palamedu Police Station,
Madurai District.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to grant permission to conduct "Kabadi" event on the eve of 4th Memorial Day of Kabadi Player Prem to be held on 23.12.2017 evening 6.00 p.m., to 24.12.2017 evening 6.00 p.m., at Muduvarpatti Village, Vadipatti Taluk, Madurai District.

For Petitioner : Mr.R.Aravind Raj

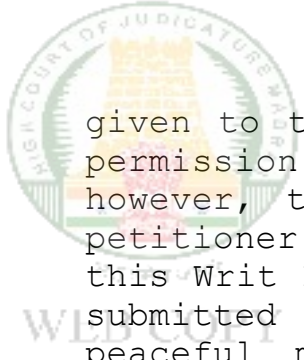
For Respondents : Mr.D.Muruganantham,
Additional Government Pleader.

O R D E R

This Writ Petition is filed for issuing a Writ of Mandamus, directing the respondents to grant permission to conduct "Kabadi" event on the eve of 4th Memorial Day of Kabadi Player Prem, to be held on 23.12.2017 at 6.00 p.m., to 24.12.2017 at 6.00 p.m., at Muduvarpatti Village, Vadipatti Taluk, Madurai 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 submitted that the villagers jointly decided to conduct "Kabadi" tournament in connection with 4th Memorial Day of Kabadi Player Prem, on 23.12.2017 at 6.00 p.m., to 24.12.2017 at 6.00 p.m., at Muduvarpatti Village, Vadipatti Taluk, Madurai District. In this connection, a representation was



given to the respondents on 13.12.2017, with a request to grant permission to conduct the tournament on the above said dates, however, the respondents have 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 this Court may grant permission for conducting "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:

*The third respondent/The Inspector of Police, Palamedu Police Station, Madurai District, is directed to consider the representation of the petitioner, dated 13.12.2017 and to give permission and to provide police protection for conducting "Kabadi" tournament scheduled to be held from **23.12.2017 at 06.00 p.m.**, to **24.12.2017 at 06.00 p.m.**, in connection with 4th Memorial Day of Kabadi Player Prem, at Muduvarpatti Village, Vadipatti Taluk, Madurai District, subject to the following conditions:-*

i) The petitioner and other participants shall not shout, raise any slogan for or against any party or party leader, any caste, community or creed.

ii) The petitioner shall ensure that no untoward incident is caused disturbing the public peace and tranquillity.

iii) The petitioner shall ensure proper first aid arrangements by keeping one or two doctors in the venue.

iv) 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.

v) Songs praising communal leader or having communal overtones should not be played.

vi) The petitioner will ensure that no flex board or hoardings depicting particular community or leader will be displayed.

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

viii) 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;

ix) Similarly, the Police is empowered to stop the Kabadi



tournament , if it exceeds beyond the permitted time.

x) the participants of the tournament shall not intake any kind of toxic substance or liquor during the tournament;

xi) If there is any untoward incident took place, the village people and the organizers of the tournament be made responsible for the same;

xii) The respondent concerned is directed to issue necessary permission, incorporating the above conditions.

xiii) The Referee must be authorized person from the District Association.

6. The third 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 (T&P)

/True copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
O/o. The Superintendent of Police,
Madurai District, Madurai.

2. The Deputy Superintendent of Police,
Samayanallur, Madurai District.

3. The Inspector of Police,
Palamedu Police Station,
Madurai District.

+1cc to Mr.R.ARAVIND RAJ, Advocate, SR. 93977

W.P. (MD) No.23431 of 2017
20.12.2017

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