



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.12.2017

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CORAM:

THE HONOURABLE MR.JUSTICE S.S.SUNDAR

W.P. (MD) No.23624 of 2017

B.Kasinathan

... Petitioner

Vs.

The Inspector of Police,
Nagamalaipudukottai Police Station,
Madurai-625 019.

... Respondent

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondent to consider the petitioner's representation, dated 14.12.2017 and to permit the petitioner to conduct "Kabadi" Matches on 30.12.2017 and 31.12.2017 at South Street Ground, in Keelakuilkudi Village, Madurai District.

For Petitioner : Mr.V.Maharajan

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

O R D E R

This Writ Petition is filed for issuing a Writ of Mandamus, directing the respondent to consider the petitioner's representation, dated 14.12.2017 and to permit the petitioner to conduct "Kabadi" Tournament on 30.12.2017 and 31.12.2017 at South Street Ground, in Keelakuilkudi Village, Madurai District.



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

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3. The learned counsel for the petitioner submitted that the villagers jointly decided to conduct "Kabadi" tournament on 30.12.2017 and 31.12.2017 at South Street Ground, in Keelakuilkudi Village, Madurai District. In this connection, a representation was given to the respondent on 14.12.2017, with a request to grant permission to conduct the tournament on the above said dates, however, the respondent 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 respondent, 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 respondent/The Inspector of Police, Nagamalaipudukottai Police Station, Madurai, is directed to consider the representation of the petitioner, dated 14.12.2017 and to give permission and to provide police protection for conducting "Kabadi" tournament scheduled to be held on 30.12.2017 and 31.12.2017 at South Street Ground, in Keelakuilkudi Village, Madurai District, subject to the following conditions:-



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

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

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

ix) Similarly, the Police is empowered to stop the Cricket 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 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 (CS-I)

/True Copy/

Sub Assistant Registrar

To

The Inspector of Police,
Nagamalaipudukottai Police Station,
Madurai-625 019.

+1cc to M/S.V.MAHARAJAN, Advocate SR.No.94208.
+1cc to Special Government Pleader in SR.No.94815.

W.P. (MD) No.23624 of 2017
21.12.2017

pmu
SDS/JC/SAR 3/27.12.2017/4P/4C