



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.05.2017

CORAM :

THE HONOURABLE MR.JUSTICE T.RAJA

and

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

W.P(MD)No.8978 of 2017

S.Leon

... Petitioner

vs.

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

2.The Inspector of Police,
Seithunganallur Police Station,
Tuticorin District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the 2nd respondent to grant permission to the petitioner's church festival for conducting "Aadal Padal Kalai Nigalchi" at the evening hours on 23.05.2017 in St.Susaiappar Church, at Nattarkulam Post, Sri Vaigundam Taluk, Tuticorin District.

For Petitioner : Mr.M.Maharaja

For Respondents : Mr.M.Govindan
Special Government Pleader

O R D E R

This Writ Petition has been filed for issuance of a Writ of Mandamus, directing the 2nd respondent to grant permission to the petitioner's church festival for conducting "Aadal Padal Kalai Nigalchi" at the evening hours on 23.05.2017 in St.Susaiappar Church, at Nattarkulam Post, Sri Vaigundam Taluk, Tuticorin District.

2. Learned counsel for the petitioner submitted that the festival of the said temple is scheduled to be held on 23.05.2017. The petitioner and other villagers have decided to organise "Aadal Padal Kalai Nigalchi" in Nattarkulam Post, Sri Vaigundam Taluk,



Tuticorin District, in connection with St.Susaiappar Church, therefore, the petitioner submitted a representation, dated 05.05.2017, to the respondents, requesting them to grant permission therefor. Since no order has been passed on the said representation, the petitioner has filed the present writ petition, for the above mentioned relief.

3. Learned Special Government Pleader who takes notice for the respondents, submitted that the respondents have no serious objection to grant permission to conduct "Aadal Padal Kalai Nigalchi" in Nattarkulam Post, Sri Vaigundam Taluk, Tuticorin District, in connection with St.Susaiappar Church. His submission is placed on record.

4. Considering the submissions made on either side, this Court passes the following order:-

"The 2nd respondent is directed to grant permission to the petitioner to conduct "Aadal Padal Kalai Nigalchi" in Nattarkulam Post, Sri Vaigundam Taluk, Tuticorin District, in connection with St.Susaiappar Church, subject to the following conditions:

i)The event shall be conducted in an organised and peaceful manner without causing law and order problem.

ii)There shall not be any obscene or vulgar scenes during the dance performance by any one of the participants or others.

iii)The dance performance shall be restricted between 6.00 p.m and 11.00 p.m. On 23.05.2017.

iv)If there is any violation of the above said conditions, the 2nd respondent or the duly authorised officer is entitled to take necessary action as per law and stop such performance.

5. With the above directions, this Writ Petition is disposed of. No costs.

Sd/-

ASSISTANT REGISTRAR /VACATION OFFICER

/TRUE COPY/

SUB ASSISTANT REGISTRAR

To

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

2.The Inspector of Police,
Seithunganallur Police Station,
Tuticorin District.

+1 CC TO M/S.M.MAHARAJA, ADVOCATE, SR NO.56265

+1 CC TO SPECIAL GOVERNMENT PLEADER SR NO.56367

RMK

MAS/RSK/SAR3:12.05.2017:2P-5C