

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.03.2018

CORAM

THE HONOURABLE Mr.JUSTICE M.S.RAMESH

Cr1.OP.No.8667 of 2018

B.Senthil Kumar

.. Petitioner

Vs

1. The Superintendent of police
Dharmapuri. Dharmapuri District.
2. The Inspector of Police,
Karimangalam Police Station,
Dharmapuri Taluk,
Dharmapuri District-635 205. .. Respondents

Prayer: Criminal Original Petition filed under Section 482 Cr.PC, to direct the first and second respondent to consider and pass orders on the application dated 06.03.2018 made by the petitioner which the time frame as may be fixed by the Hon'ble Court, much before the fixed programme which is to be held on 30.03.2018.

For Petitioner : Mr.S.Mayilnathan
For Respondents : Mr.V.Saratha Devi
Government Advocate (Cr1 Side)

O R D E R

Seeking permission to conduct cultural programme in the event of "Sri Balamurugan Temple festival" Sennampatti Village, A.Sappanipatti Post, Karimangalam Taluk, Dharmapuri District the petitioner made a representation dated 06.03.2018 to the respondents. As the same has not been considered, the present criminal original petition has been filed.

2. Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondents.

3. Learned Additional Public Prosecutor, on instructions, would submit that there is likelihood of arising law and order problem.

4. A mere apprehension cannot be a ground to reject the representation. There is absolutely no material before this

Court to hold that there will be a law and order problem in the event of permission being granted. In such view of the matter, the criminal original petition is allowed and the petitioner is permitted to conduct cultural programme , however, with the following conditions:-

(a) The cultural programme in connection with the event of Sri Balamurugan Temple festival" Sennampatti Village, A.Sappanipatti Post, Karimangalam Taluk, Dharmapuri District, shall be conducted on 30.03.2018 between 06.00 p.m. and 11.00 p.m.

(b) There should not be any kind of obscene dance or vulgar dialogues during the performance, by anyone of the participants.

(c) Double meaning songs should not be played so as to spoil the minds of students and youths.

(d) No dance or songs, touching upon any political party or religion or community or caste shall be played.

(e) No flex boards in support of any political party or communal leader, shall be erected at the premises of the programme.

(f) The function shall not affect either religious or communal harmony and shall be conducted without any discrimination based on caste.

(g) If there is 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 forthwith; and

(h) Similarly, the police is directed to stop the dance programme, if it is played beyond the permitted time limit.

(i) The respondent is directed to issue necessary protection and permission, incorporating the above conditions.

Sd/-

Assistant Registrar (CS-CCC)

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Sub Assistant Registrar

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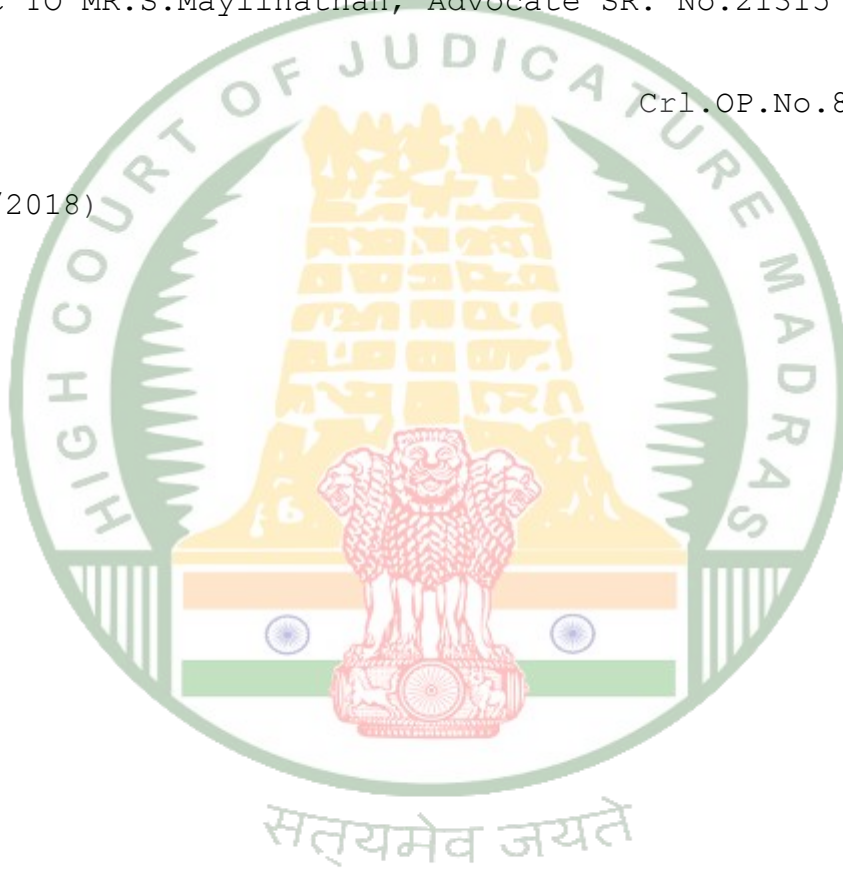
To

1. The Superintendent of police
Dharmapuri. Dharmapuri District.
2. The Inspector of Police,
Karimangalam Police Station,
Dharmapuri Taluk, Dharmapuri District-635 205.
3. The Public Prosecutor, High Court, Madras.

+1 CC TO MR.S.Mayilnathan, Advocate SR. No.21315

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RMP (28/03/2018)



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