IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.05.2018

CORAM

THE HONOURABLE Mrs.JUSTICE S.RAMATHILAGAM

Crl.O.P.No.13001 of 2018

K.C.Govindharaji .. Petitioner

Vs.

The Inspector of Police,
Kandhili Police Station,
Vellore District. .. Respondent

Prayer:Criminal Original Petition filed under Section 482 of the Criminal Procedure Code pleased to directing the respondent to consider the petitioner's representation dated 30.04.2018 and to give adequate police protection in order to conduct the cultural program which is schedule to be held on 27.05.2018 in Sri Periyandavar Temple situated at Vakkeel Thoppu, Periyakunuchi Post, Tirupattur Taluk, Vellore District.

For Petitioner : Mr.D.Jagadeesan

For Respondent : Ms.Kritika Kamal
Government Advocate (Crl. Side)

O R D E R

Seeking permission to conduct cultural programme which is schedule to be held on 27.05.2018 in Sri Periyandavar Temple situated at Vakkeel Thoppu, Periyakunuchi Post, Tirupattur Taluk, Vellore District., the petitioner made a representation dated 30.04.2018 to the respondent. 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 Government Advocate (Crl. side) appearing for the respondent.

3. Learned Government Advocate (Crl. side), on instructions, would submit that there is likelihood of arising law and order problem.

WEB COPY

https://hcservices.ecourts.gov.in/hcservices/

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 to conduct the cultural program which is schedule to be held on 27.05.2018 in Sri Periyandavar Temple situated at Vakkeel Thoppu, Periyakunuchi Post, Tirupattur Taluk, Vellore District, however, with the following conditions:-

(a) The cultural programme which is schedule to be held on 27.05.2018 in Sri Periyandavar Temple situated at Vakkeel Thoppu, Periyakunuchi Post, Tirupattur Taluk, Vellore District., shall be conducted between 06.30 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 permission, incorporating the above conditions.

WEB COPY

Sd/-
Assistant Registrar/Vacation Officer

//True Copy//

Sub Assistant Registrar

https://hcservices.ecourts.gov.in/hcservices/

To

1. The Inspector of Police,
   Kandhili Police Station,
   Vellore District.

2. The Public Prosecutor,
   High Court, Madras.

+1cc to Mr.D.Jagadeesan, Advocate in sr.no.33098

Crl.O.P.No.13001 of 2018

rsy(co)
nr 07/05/2018

WEB COPY

https://hcservices.ecourts.gov.in/hcservices/