

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.05.2018

CORAM

THE HONOURABLE MRS. JUSTICE S.RAMATHILAGAM

Crl.O.P.No.13250/2018

P.M.Manigandan

.. Petitioner

Vs

The Inspector of Police
Senthamangalam Police Station
Namakkal District.

+ .. Respondent

Prayer:Criminal Original Petition filed under Section 482 Cr.P.C., to direct the respondent authority to give police protection and permission to conduct cinema song and dance programme [Adalum Padalum] at Rajarajasolan Perundaiyar Auditorium, Pottanam Village, Senthamangalam Taluk, Namakkal District in connection with the festival of Sri Mariamman Thriuvila on 18.05.2018 [7 pm to 12 am]by considering petitioner's representation dated 04.05.2018.

For Petitioner : Mr.S.Sankar
For Respondent : Mrs.P. Kritika Kamal
Govt. Advocate [Crl.Side]

O R D E R

Seeking permission to conduct cultural programme in the event of Sri Mariamman Koil Thiruvila, to be conducted at Rajarajasolan Perundaiyar Auditorium, situate at Pottanam Village, Senthamangalam Taluk, Namakkal District, on 18.05.2018, the petitioner made a representation on 04.05.2018 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.

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 during Sri Mariamman Koil Thiruvila, to be conducted at Rajarajasolan Perundaiyar Auditorium, situate at Pottanam Village, Senthamangalam Taluk, Namakkal District, on 18.05.2018, however, with the following conditions:-

(a) The cultural programme in connection with Arulmigu Sri Mariamman Koil Thiruvila, to be conducted at Rajarajasolan Perundaiyar Auditorium, situate at Pottanam Village, Senthamangalam Taluk, Namakkal District, on 18.05.2018, shall be conducted on 18.05.2018 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.

s/d-

Assistant Registrar (CS VIII)

True Copy

Sub-Assistant Registrar

To

1. The Inspector of Police
Senthamangalam Police Station,
Namakkal District.

2. The Public Prosecutor,
High Court, Madras.

+1 CC to Mr.S.Sankar, Advocate sr 33421.

Cr1.O.P.No. 13250/2018

SP(14/05/2018)



WEB COPY