

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.05.2018

CORAM

THE HONOURABLE MRS. JUSTICE S.RAMATHILAGAM

Crl.O.P.No.13410/2018

R.Velu

.. Petitioner

Vs

1.The Superintendent of Police
Vellore District.

2.The Inspector of Police
Kandali Police Station
Vellore District.

.. Respondents

Prayer:Criminal Original Petition filed under Section 482 Cr.P.C., to direct the 2nd respondent police to give permission to conduct cultural dance programme on 22.05.2018 Tuesday night in Sri Muthu Mariamman Koil, situate at Nariyaneri Village, Thirupathur Taluk, Vellore District, based on the representation dated 02.05.2018.

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

ORDER

Seeking permission to conduct cultural programme in the event of Arulmigu Sri Muthu Mariamman Temple Festival, at Nariyaneri village, Thirupathur Taluk, Vellore District, on 22.05.2018, the petitioner made a representation on 02.05.2018 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 respondents.

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 Arulmigu Sri Muthu Mariamman Temple Festival, at Nariyaneri village, Thirupathur Taluk, Vellore District, on 22.05.2018, however, with the following conditions:-

(a) The cultural programme in connection with Arulmigu Sri Muthu Mariamman Temple Festival, at Nariyaneri village, Thirupathur Taluk, Vellore District, on 22.05.2018, shall be conducted on 22.05.2018 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 as it may 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 2nd respondent is directed to issue necessary permission, incorporating the above conditions.

09.05.2018

Internet : Yes

AP

Note: Issue order copy on or before 20.05.2018.

S.RAMATHILAGAM, J.

AP

To

- 1.The Superintendent of Police
Vellore District.
- 2.The Inspector of Police
Kandsli Police Station
Vellore District.
3. The Public Prosecutor,
High Court, Madras.



CrI.O.P.No. 13410/2018

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