IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.07.2018

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THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.19331 of 2018

S.Murali .. Petitioner

-vs-

1. The District Superintendent of Police,
   Krishnagiri, Krishnagiri District-635 001.

2. The Inspector of Police,
   B.7, Kaveripattinam Police Station,
   Krishnagiri District-635 112. .. Respondents

Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Mandamus, directing the 1st and 2nd respondents to consider and pass orders on the representation dated 19.7.2018 made by the petitioner within a time frame fixed by this Court, much before the fixed programme which is to be held on 18.08.2018.

For Petitioner :: Mr.S.Mayilnathan

For Respondents :: Mr.M.Jothi Kumar, AGP

ORDER

The petitioner seeks a direction to the respondents to grant permission to conduct the cultural programme scheduled to be held on 18.08.2018 in the eve of Sri Mariamman Temple Festival, Puliyandur Village, Thimmapuram Post, Krishnagiri Taluk, Krishnagiri District by considering the petitioner's representation dated 19.07.2018 to the respondents.

2. The learned counsel appearing for the petitioner submitted that the petitioner is a resident of Thimmapuram Post, Krishnagiri District and also claims to be one of the members of Vizha Commttee. Since the committee has been conducting the cultural programmes as a part of temple festival every year in a peaceful manner without any untoward incident in the past, he has submitted a representation to the respondents on 19.07.2018

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seeking permission to conduct the cultural programme on 18.08.2018. As the said representation has not been considered by the respondents so far, the petitioner is before this Court.

3. The learned Additional Government Pleader appearing for the respondents, on instructions, would submit that the permission sought for by the petitioner may be granted with appropriate stringent conditions for maintaining law and order and also to avoid any untoward incident during the performance of such programme.

4. In view of the submission made by the learned Additional Government Pleader for the respondents, this writ petition is disposed of with the following directions:-

(a) The cultural programme in connection with Sri Mariamman Temple Festival, Puliyandur Village, Thimmapuram Post, Krishnagiri Taluk, Krishnagiri District by considering the petitioner's representation dated 19.07.2018 be held on 18.08.2018 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 the youths.

(d) No dance or songs, touching upon any political party or religion, community or caste 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 should not affect either religious or communal harmony and shall be conducted without any discrimination based on caste.

(g) If there is any 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.

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

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(i) The 2nd respondent is directed to issue necessary permission incorporating the above conditions.

No costs.

Sd/-
Assistant Registrar(CCC)

//True copy//

Sub Assistant Registrar

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To

1. The District Superintendent of Police,
   Krishnagiri, Krishnagiri District-635 001.

2. The Inspector of Police,
   B.7, Kaveripattinam Police Station,
   Krishnagiri District-635 112.

+1cc to Mr.S.Mayilnathan, Advocate SR.No.51045
+1cc to Government Pleader SR.No.51872

W.P.No.19331 of 2018

GN(01/08/2018)

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