

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.08.2018

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.19961 of 2018

S.Koteeswaran

.. Petitioner

-vs-

The Inspector of Police,
Pappireddipatti Police Station,
Dharmapuri District. ... Respondent

Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Mandamus, directing the respondent to grant permission to conduct the "Nadana Kalai Nigazhchi" scheduled to be held on 06.08.2018 on the eve of temple festival of the Arulmigu Pachaiyamman Kovil Festival situate at Ammapalayam Village, Nadur Post, Pappireddipatti Taluk, Dharmapuri District based on petitioner's representation dated 30.07.2018 to conduct the "Nadana Kalai Nigazhchi" forthwith and thus render justice.

For Petitioner :: Mr.C.Prabakaran

For Respondent :: Mrs. S.Ramya Revathy,
Govt. Advocate

ORDER

The petitioner seeks a direction to the respondent to grant permission to conduct the cultural programme in Arulmigu Pachaiyamman Kovil Festival situate at Ammapalayam Village, Nadur Post, Pappireddipatti Taluk, Dharmapuri District on 06.08.2018 considering the petitioner's representation dated 30.07.2018.

2. The learned counsel appearing for the petitioner submitted that the petitioner is a resident at Ammapalayam Village, Nadoor Post, Pappireddipatti Taluk, Dharmapuri District and also claims to be one of the members of the Vizha Commtee. 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 respondent on 30.07.2018 seeking permission to conduct the cultural programme on 06.08.2018. As the said representation has not

been considered by the respondent so far, the petitioner is before this Court.

3. The learned Government Advocate appearing for the respondent, 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 Government Advocate for the respondent, this writ petition is disposed of with the following directions:-

(a) The cultural programme in connection with Arulmigu Pachaiyamman Kovil Festival situate at Ammapalayam Village, Nadur Post, Pappireddipatti Taluk, Dharmapuri District by considering the petitioner's representation dated 30.7.2018 be held on 06.08.2018 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

(i) The respondent is directed to issue necessary permission incorporating the above conditions.No costs.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

tsi/av

To

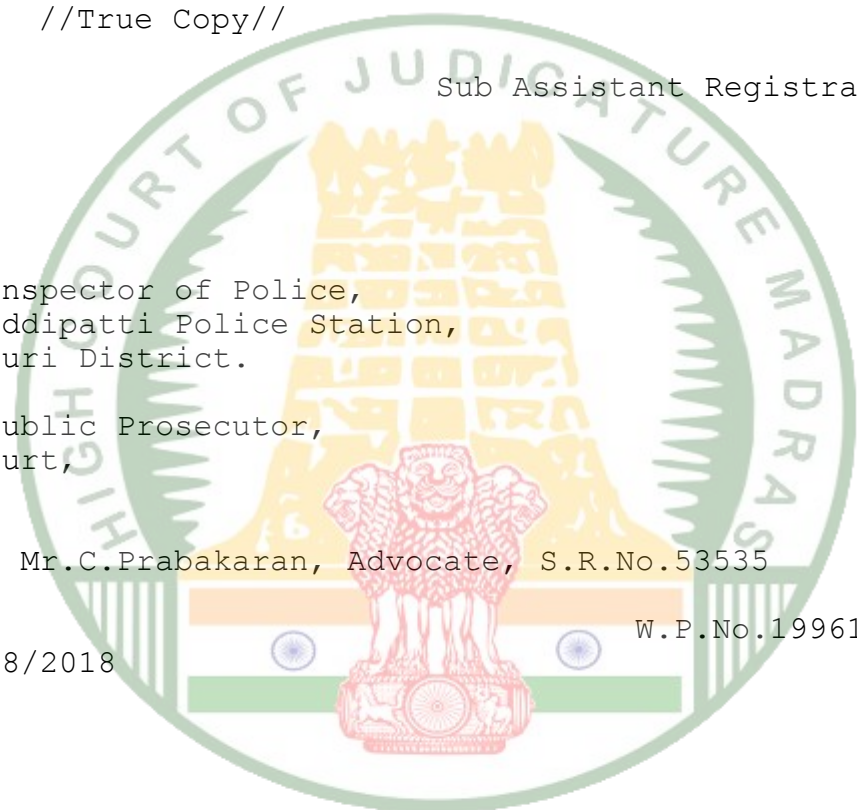
1.The Inspector of Police,
Pappireddipatti Police Station,
Dharmapuri District.

2.The Public Prosecutor,
High Court,
Madras.

+1cc to Mr.C.Prabakaran, Advocate, S.R.No.53535

BM 03/08/2018

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The seal of the High Court of Judicature Madras is a circular emblem. It features a central yellow temple gopuram (tower) with a red lion capital in front of it. The text "HIGH COURT OF JUDICATURE MADRAS" is written in a green circle around the central image. Below the seal, the motto "सत्यमेव जयते" (Satyameva Jayate) is written in Devanagari script.

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