

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.12.2018

CORAM

THE HONOURABLE MR. JUSTICE KRISHNAN RAMASAMY

Cr1.O.P.No.30507 of 2018

M.Senthilkumar

... Petitioner

Vs

1. The Superintendent of Police,
Namakkal District,
Namakkal

2. The Inspector of Police,
Molasi Police Station,
Namakkal District

... Respondents

This Criminal Original Petition filed under Section 482 of the Criminal Procedure Code to issue direction to the second respondent TO GIVE THE BANDOUST for permission to conduct the cultural programme on 03.01.2019 in the event of Arulmighu Arulmighu Subambu Mariamman Koil, Kokkarayanpettai, Namakkal District based on the petitioner's representation dated 21.12.2018.

For Petitioner : Mr.R.Gopinath

For Respondent : Mr.T.Shanmuga Rajeswaran
Government Advocate

O R D E R

Seeking permission to conduct cultural programme in the Arulmighu Arulmighu Subambu Mariamman Koil, Kokkarayanpettai, Namakkal District to be held on 03.01.2019, the petitioner addressed a representation dated 21.12.2018 to the respondents. As the same has not been considered, the present petition has been filed.

2. Heard the learned counsel appearing for the petitioner and the learned Government Advocate appearing for the respondents.

3. Since this Court, on earlier occasions, has not granted permission to conduct dance programme on the ground that obscene movements are involved in the dance performances, now, the petitioner assured that no such obscene dance movements will be there in the cultural programme to be conducted in the Arulmighu Arulmighu Subambu Mariamman Koil, Kokkarayanpettai, Namakkal District, scheduled to be held on 03.01.2019 and whatever conditions this Court imposes for conducting the cultural programme, the same will be adhered to by the petitioner in letter and spirit.

4. In view of the assurance so given by the petitioner, this petition is disposed of, by permitting the petitioner to conduct cultural programme in the Arulmighu Arulmighu Subambu Mariamman Koil, Kokkarayanpettai, Namakkal District scheduled to be held on 03.01.2019, with the following conditions:-

(a) The cultural programme in connection with the Arulmighu Arulmighu Subambu Mariamman Koil, Kokkarayanpettai, Namakkal District shall be conducted on 03.01.2019 between 06.00 p.m. and 10.00 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 they will 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 conducted beyond the permitted time limit.

(i) The respondents are directed to issue necessary permission, incorporating the above conditions.
No costs.

Sd/-
Assistant Registrar(VO)

//True Copy//

Sub Assistant Registrar

To

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

+1cc to Mr.R.Gopinath, Advocate Sr.90070

Cr1.O.P.No.30507 of 2018

srg 28/12/2018

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