



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.05.2018

CORAM

THE HONOURABLE MRS.JUSTICE T.KRISHNAVALLI

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W.P. (MD) No.11416 of 2018

S.Pandian

... Petitioner

Vs.

1. The Superintendent of Police,
Trichy District, Trichy.

2. The Inspector of Police,
Valanadu Police Station,
Trichy District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the second respondent to consider the petitioner representation dated 27.05.2018 to grant permission to conduct the "Kovil Thiruvizha" as well as other programmes and also to conduct the "Adal Padal" on 31.05.2018 at about 09.00 p.m to 01.00 a.m in temple namely "Arulmigu Shree Koothanda Aravan Swamy Kovil" at Thenur village and post, Palakurichi via, Marungapuri Taluk, Trichy District.

For Petitioner : Mr.T.Palpandi

For Respondents : Mr.P.Karuppasamy

Government Advocate

O R D E R

The prayer in this writ petition is to direct the second respondent to consider the petitioner representation dated 27.05.2018 to grant permission to conduct the "Kovil Thiruvizha" as well as other programmes and also to conduct the "Adal Padal" on 31.05.2018 at about 09.00 p.m to 01.00 a.m in temple namely "Arulmigu Shree Koothanda Aravan Swamy Kovil" at Thenur village and post, Palakurichi via, Marungapuri Taluk, Trichy District.

2.Mr.P.Karuppasamy, learned Government Advocate takes notice for the respondents.

3.Heard the learned counsel for the petitioner as well as the learned Government Advocate appearing on behalf of the respondents.

4.In an identical matter, a Division Bench of this Court in an order passed in **W.P. (MD) No.8975 of 2017 dated 10.05.2017 [M.Sakthi Vs. State rep. by the Inspector of Police, Odapatti Police Station, Odapatti, Theni District]**, had granted permission to the petitioner to conduct cultural programme on certain conditions. The said conditions read as follows:



"a)The event shall be conducted in an organised and peaceful manner without causing law and order problem.

b)There shall not be any obscene or vulgar scenes during the dance performance by any one of the participants or others.

c)The performance shall be restricted between 6.00 p.m. and 11.00 p.m.

d)If there is any violation of the above said conditions, the respondent or the duly authorised officer is entitled to take necessary action as per law and stop such performance.

e)In case if there is any discrepancy with regard to the date on which the program is to be conducted, it would be open to the respondent police to extend protection on some other day after giving due notice to the petitioner"

5.I am of the view that similar conditions may also be imposed in the present writ petition. Consequently, the Writ Petition Stands allowed. The second respondent is directed to grant permission to the writ petitioner to conduct the cultural programme on 31.05.2018 at "Arulmigu Shree Koothanda Aravan Swamy Kovil" at Thenur village and post, Palakurichi via, Marungapuri Taluk, Trichy District, subject to the aforesaid conditions. There shall be no order as to costs.

Sd/-

Vacation Officer /
Assistant Registrar (AD-II)

/True Copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
Trichy District, Trichy.
2. The Inspector of Police,
Valanadu Police Station,
Trichy District.

+1cc to Mr.T.Palpandi Advocate in SR. No.66241

+1cc to SPECIAL GOVERNMENT PLEADER, Advocate in SR. No.66437

ls/akv

MK/SV MMS/SAR-1/31.05.2018/2P/5C

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W.P. (MD) No.11416 of 2018

30.05.2018