



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.05.2018

CORAM

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.(MD) No.10910 of 2018

Pitchaikannan

... Petitioner

Vs.

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

2.The Inspector of Police,
Karambakudi Police Station,
Pudukkottai District.

... Respondents

PRAYER : Writ petition filed under Article 226 of the Constitution of India to issue a writ of mandamus to direct the respondents to grant permission and protection for cultural event namely Adalpadal scheduled to be held on 21.05.2018 at night 08.00 p.m., to 01.00 a.m., hours in connection with "Vaikasi Festival" in Arulmigu Sri Sidhi Vinayagar, Sri Balamurugan, Sri Muthumariamman Temple in Chinnankon Vidhuthi Village, Maruthankonvidhuthi Post, Karambakudi Taluk, Pudukkottai District, by considering the petitioner's representation dated 28.04.2018.

For Petitioner : Mr.E.Balasubramanian
For Respondents : Ms.J.Padhmaavathi Devi,
Special Government Pleader.

O R D E R

The prayer in this writ petition is to direct the respondents to grant permission and protection for cultural event namely Adalpadal scheduled to be held on 21.05.2018 at night 08.00 p.m., to 01.00 a.m., hours in connection with "Vaikasi Festival" in Arulmigu Sri Sidhi Vinayagar, Sri Balamurugan, Sri Muthumariamman Temple in Chinnankon Vidhuthi Village, Maruthankonvidhuthi Post, Karambakudi Taluk, Pudukkottai District, by considering the petitioner's representation dated 28.04.2018.

2.Heard the learned counsel for the petitioner as well as the learned Special Government Pleader appearing on behalf of the



3. 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 dance 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"

4. 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 Adalpadal programme in connection with "Vaikasi Festival" in Arulmigu Sri Sidhi Vinayagar, Sri Balamurugan, Sri Muthumariamman Temple in Chinnankon Vidhuthi Village, Maruthankonvidhuthi Post, Karambakudi Taluk, Pudukkottai District, on 21.05.2018 subject to the aforesaid conditions. There shall be no order as to costs.

Sd/
Vacation Officer

/True copy/

Sub Assistant Registrar

To:

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

2. The Inspector of Police,
Karambakudi Police Station,
Pudukkottai District.

+1cc to Mr.E.BALASUBRAMANIAN, Advocate, SR.No. 65502

+1cc to M/s.Special Government Pleader, SR.No. 65894

W.P.(MD) No.10910 of 2018
16.05.2018