



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 16.05.2018
CORAM

THE HON'BLE MR. JUSTICE M.S.RAMESH

WEB COPY

W.P. (MD) No.10911 of 2018

D.Vairam @ Ramasamy

... Petitioner

Vs.

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

2. The Sub Inspector of Police,
Thuvarankurichi Police Station,
Trichy District.

... Respondents

Petition filed under Article 226 of The Constitution of India praying to issue a writ of mandamus to direct the second respondent to give permission with protection to conduct the cultural function (Aadal Paadal) at Temple stage in connection with the Vaigasi Festival of Arulmigu Sree Kamatchi Amman Temple, Thuvarankurichi, Trichy District, scheduled on 19.05.2018 at about 07.00 pm to 12.00 am based on the petitioner's representation dated 16.04.2018.

For Petitioner : Mr.S.Muthalraj
For Respondents : Mrs.J.Padhmaavathi Devi
Special Government Pleader

O R D E R

The prayer in this writ petition is to direct the second respondent to grant permission and protection for the Cultural Program (Aadal Paadal) in "Arulmigu Sree Kamatchi Amman Temple", situated at Thuvarankurichi, Trichy District, which is to be held on 19.05.2018.

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

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.Iam 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 (Aadal Paadal) at "Arulmigu Sree Kamatchi Amman Temple", situated at Thuvarankurichi, Trichy District, on 19.05.2018, 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,
Trichy District,
Trichy.

2. The Sub Inspector of Police,
Thuvarankurichi Police Station,
Trichy District.

+1CC to The Special Government Pleader in SR.No.65895,
Madurai Bench Of Madras High Court,Madurai.

+1CC to Mr.NA.Palaniyandi Advocate in SR.No.65362.

CMR

DS/SV/MMS/SAR-1 :18.05.2018: 2P/5C