



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.05.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P. (MD) No.11038 of 2018

Balamurugan

: Petitioner

Vs.

1.The Superintendent of Police,
Thanjavur District.

2.The Inspector of Police,
Athirampattinam Police Station,
Thanjavur District.

: Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus directing the 2nd respondent to grant permission and protection for cultural event namely Adal Padal scheduled to be held on 23.05.2018 at night 07.00 p.m to 12.00 a.m in connection with "Vaikasi Vishaga Festival" in Arulmigu Sri Santhana Mariamman Kovil at Athirampattinam, Pattukkottai Taluk, Thanjavur District, by considering the petitioner's representation dated 13.04.2018 and 23.04.2018 conducted by 9th Mandagapadithars.

For Petitioner	: Mr.S.Esakkipandi
For Respondents	: Mr.M.Murugan Government Advocate

O R D E R

The prayer in this writ petition is to direct the 2nd respondent to grant permission and protection for cultural event namely Adal Padal scheduled to be held on 23.05.2018 at night 07.00 p.m to 12.00 a.m in connection with "Vaikasi Vishaga Festival" in Arulmigu Sri Santhana Mariamman Kovil at Athirampattinam, Pattukkottai Taluk, Thanjavur District, by considering the petitioner's representation dated 13.04.2018 and 23.04.2018 conducted by 9th Mandagapadithars.

2.Heard the learned counsel for the petitioner as well as the learned Government Advocate 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
<https://hccourts.gov.in/hccourts/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 Adal Padal programme, in connection with "Vaikasi Vishaga Festival" in Arulmigu Sri Santhana Mariamman Kovil at Athirampattinam, Pattukkottai Taluk, Thanjavur District on 23.05.2018 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,
Thanjavur District.

2.The Inspector of Police,
Athirampattinam Police Station,
Thanjavur District.

+1cc to M/s.Special Government Pleader,SR.No. 65660

+1cc to Mr.ESAKKI PANDI, Advocate, SR.No. 65462

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16.05.2018

SJI/NS

KK/SV MMS/SAR-3/22.05.2018/2P-5C