

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 16.05.2018****CORAM****THE HON'BLE MR. JUSTICE M.S.RAMESH****W.P. (MD) No.11058 of 2018**

M.Dharmaraj

... Petitioner

Vs.

1. State represented by
The Superintendent of Police,
Trichy,
Trichy District.

2. The Inspector of Police,
Siruganur 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 respondents to grant permission and adequate police protection to conduct "Karagattam" programme on 20.05.2018 during the night time from 10.00 pm to 5.00 a.m., in the petitioner's village on the eve of "Sri Selva Vinayagar Temple and Sri Muthumariammal Temple" based on the petitioner's representation dated 05.05.2018, within the time limit that may stipulated by this Court.

For Petitioner : Mr.C.Ajaykose

For Respondents : Mr.M.Murugan
Government Advocate**O R D E R**

The prayer in this writ petition is to direct the respondents to grant permission and protection for the Cultural Program (Karagattam) in "Sri Selva Vinayagar Temple and Sri Muthumariammal Temple" situated at Perakambi Village, Trichy District, which is to be held on 20.05.2018.

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

<https://hcservices.ecourts.gov.in/hcservices/>

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 cultural programme (Karagattam) at "Sri Selva Vinayagar Temple and Sri Muthumariammal Temple" situated at Perakambi Village, Trichy District, on 20.05.2018, subject to the aforesaid conditions. There shall be no order as to costs.

Sd/-

Assistant Registrar(Crl side)

/True Copy/

Sub Assistant Registrar

To

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

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

+ 1 cc TO Mr.M.Subash Babu , Advocate in SR No. 65711

cmr

AE/KKR/SAR2/18.05.2018/2P/4C