



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.05.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

WEB COPY

W.P. (MD) No.11117 of 2018

S.Kodivairavan

: Petitioner

Vs.

1.The Commissioner of Police,
Madurai City, Madurai.

2.The Assistant Commissioner of Police,
(Law and Order),
Tallakulam, Madurai.

3.The Inspector of Police,
Koodal Pudur Police Station,
Madurai.

: Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus directing the respondents to grant permission and necessary protection to 22.05.2018 to 27.05.2018 and to perform the cultural program (ie.,) Aadal Padal on 22.05.2018, 25.05.2018 and 27.05.2018 at about 07.00 p.m in the event of "Arulmighu Sri Sankili Karuppanasamy and Mariamman Kovil" at Thapalthanathi Nagar, Madurai by considering the petitioner's representation dated 07.05.2018.

For Petitioner

: Mr.H.Mohammed Imran

For Respondents

: Mr.K.Mu.Muthu

Additional Government Pleader

O R D E R

The prayer in this writ petition is to direct the respondents to grant permission and necessary protection to 22.05.2018 to 27.05.2018 and to perform the cultural program (ie.,) Aadal Padal on 22.05.2018, 25.05.2018 and 27.05.2018 at about 07.00 p.m in the event of "Arulmighu Sri Sankili Karuppanasamy and Mariamman Kovil" at Thapalthanathi Nagar, Madurai by considering the petitioner's representation dated 07.05.2018.

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

3.In an identical matter, a Division Bench of this Court in <https://hcservices.ecourts.gov.in/hcservices/> 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 third respondent is directed to grant permission to the writ petitioner to conduct the "Aadal Padal" programme at "Arulmighu Sri Sankili Karuppanasamy and Mariamman Kovil", Thapalthanthi Nagar, Madurai District on 22.05.2018, 25.05.2018 and 27.05.2018 subject to the aforesaid conditions. There shall be no order as to costs.

Sd/-

Vacation Officer(P&A)

/True Copy/

Sub Assistant Registrar

To

1.The Commissioner of Police,
Madurai City, Madurai.

2.The Assistant Commissioner of Police,
(Law and Order),
Tallakulam, Madurai.

3.The Inspector of Police,
Koodal Pudur Police Station,
Madurai.

+1cc to Special Government Pleader, SR.No. 65643

W.P. (MD) No.11117 of 2018

16.05.2018

sjj/ns

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

CM/SV/MMS/SAR 17/18.05.2018/2P/5C