



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.05.2018

CORAM

THE HONOURABLE Mr. JUSTICE M.S.RAMESH

Cr1.OP(MD)No.8176 of 2018

Pandiyaraj

.. Petitioner

Vs

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

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

.. Respondents

Prayer: Criminal Original Petition filed under Section 482 Cr.PC, praying to direct the 2nd respondent to give permission and police protection for cultural event namely Adal Padal scheduled to be held on 28.05.2018 at night from 08.00 to 01.00 hours in connection with Temple Festival in Arulmigu Sri Kaliyamman Mariamman Thirukovil at Anukkanatham Village, Manapparai Taluk, Trichy District by considering the petitioner's representation dated 07.05.2018.

For Petitioner : Mr.A.Vadivel

For Respondents : Mr.A.P.G.Ohm Chairma Prabhu,
Government Advocate (Criminal Side)

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ORDER

Seeking permission to conduct cultural programme in the event of Arulmigu Sri Kaliyamman Mariamman Thirukovil at Anukkanatham Village, Manapparai Taluk, Trichy District, the petitioner made a representation dated 07.05.2018 to the second respondent. As the same has not been considered, the present criminal original petition has been filed.

2. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Criminal Side) appearing for the respondents.



4. This Court in a batch of petitions has held that permission for cultural programmes in temple can be granted and the same could be regulated by the police in order to avoid any law and order situation or misuse of the permission by resorting to vulgarity/obscenity.

(a) The cultural programme in connection with the event of Arulmigu Sri Kaliyamman Mariamman Thirukovil at Anukkanatham Village, Manapparai Taluk, Trichy District, shall be conducted on 28.05.2018 between 06.00 p.m. and 11.00 p.m.

(c) Double meaning songs should not be played so as to spoil the minds of students and youths.

(e) No flex boards in support of any political party or communal leader, shall be erected at the premises of the programme.

(g) If there is violation of any one of the conditions imposed, the concerned police officer is at liberty to take necessary action, as per law and stop such performance forthwith; and

(i) The second respondent is directed to issue necessary protection and permission, incorporating the above conditions.

(j) It is made clear that the concerned police officer shall give due consideration to any person, other than the petitioner, who may claim rights of conducting cultural programme and take a final decision after giving due consideration to such rival contentions.

(k) In case if there is any discrepancy with regard to the



date on which the programme 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.

Sd/-

Vacation Officer

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/True Copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
Trichy District, Trichy.
2. The Inspector of Police,
Vaiyampatti Police Station,
Trichy District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+ 1 cc TO Mr.A.Vadivel , Advocate in SR No. 65512

mm/ps

AE/RSK/SAR3/24.05.2018/3P/5C

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16.05.2018