



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.05.2018

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

W.P. (MD) No.11194 of 2018

M.Rajendran

... Petitioner

Vs.

1. The Superintendent of Police,
Subramaniapuram
Trichy District.

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

... Respondents

Petition filed under Article 226 of The Constitution of India praying to issue a writ of mandamus directing the 2nd Respondent to grant permission and adequate police protection to conduct Aadal Padal programme on 29.05.2018 during the night time from 7.00 p.m. to 11.00 p.m. on the eve of Sri Balayi Amman Kovil situated in Anthanallur, Sri Rangam Taluk, Trichy District, based on the petitioners representation dated 09.05.2018.

For Petitioner : Mr.R.Maheswaran
For Respondents : Mr.B.Bhagawathi
Government Advocate

ORDER

The prayer in this writ petition is to direct the respondents to grant permission and protection for the Cultural Program (Orchestra and dancing) in "Sri Balayi Amman Kovil" situated at Anthanallur, Sri Rangam Taluk, Trichy District which is to be held on 29.05.2018.

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 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 at "Sri Balayi Amman Kovil" Anthanallur, Sri Rangam Taluk, Trichy District, on 29.05.2018 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,
Subramaniapuram,
Trichy District.

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

+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR No. 65657
+ 1 CC TO Mr.R.MAHESWARAN, ADVOCATE IN SR No. 65529

TM/NS

TE/JC/SAR-4 : 22/05/2018 : 2P/5C

W.P. (MD) .No.11194 of 2018
16.05.2018