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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 23.05.2018
CORAM
THE HONOURABLE MRS.JUSTICE T.KRISHNAVALLI
W.P.(MD)No.11285 of 2018

P. Krishnamoorthy .. Petitioner

Vs.

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

2. The Inspector of Police,
   Theni Town Police Station,
   Theni District. .. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the respondents to grant permission and protection for the "Adal Padal Dance" programme on 31.05.2018 at about 7.00 p.m to 12.00 p.m in the eve of Arulmigu Sri Veera Kalli Amman Thirukovil is situated at Kottaikalam Street, Nehruji Main Road, Mandakapadi, Theni District, by considering the petitioner's representation, dated 10.05.2018.

For Petitioner : Mr.S. Sivaprakash
For Respondents : Mr.S.Angappan
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 "Adal Padal Dance" programme on 31.05.2018 at about 7.00 p.m to 12.00 p.m in the eve of Arulmigu Sri Veera Kalli Amman Thirukovil is situated at Kottaikalam Street, Nehruji Main Road, Mandakapadi, Theni District, by considering the petitioner's representation, dated 10.05.2018.

2.Mr.S.Angappan, learned Government Advocate takes notice for the respondents.

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

4.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

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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 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"

5.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 on 31.05.2018 at Arulmigu Sri Veera Kalli Amman Thirukovil, Kottaikalam Street, Nehruji Main Road, Mandakapadi, Theni District, 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,
   Theni District,
   Theni.

2. The Inspector of Police,
   Theni Town Police Station,
   Theni District.

+1cc to Mr.S. Sivaprakash , Advocate Sr.No.66047
+1cc to The Spl. Government Pleader Sr.No.66132

KSA/MSA

VB/SKN/RSK/SAR2/28/05/2018/2P/5C

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