WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.05.2018

CORAM

THE HON'BLE MRS. JUSTICE T.KRISHNAVALLI

W.P.(MD)No.11314 of 2018

M.A.P.Pandiyan ... Petitioner

Vs.

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

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

Petition filed under Article 226 of The Constitution of India praying to issue a writ of mandamus directing the second respondent to grant permission and protection for cultural event namely Aadalpadal scheduled to be held on 30.05.2018 at night in connection with "Vaikasi Festival" in Arulmigu Sri Manthaiamman Temple at Main Road, Mayiladumparai Village, Melaposanoothu Post, Singarajapuram Panchayat, Andipatti Taluk, Theni District by considering the petitioner's representation dated 18.05.2018.

For Petitioner : Mr.J.M.Jaya Karthick

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 Cultural Program (Adalpadal) in Arulmigu Sri Manthaiamman Temple at Mayiladumparai Village, Melaposanoothu Post, Singarajapuram Panchayat, Andipatti Taluk, Theni District, which is to be held on 30.05.2018.

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.

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

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,

WEB COPY

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"

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 at Arulmigu Sri Manthaiamman Temple at Mayiladumparai Village, Melaposanoothu Post, Singarajapuram Panchayat, Andipatti Taluk, Theni District, on 30.05.2018, 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,
Theni District,
Theni.

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

+1cc to M/s.J.Jeya Aron Raja, Advocate, SR.No.66006.
+1cc to Special Government Pleader, SR.No.66157.

W.P.(MD).No.11314 of 2018

msa

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

RAM/SKN RSK/SAR 2/28.05.2018/2P/5C