



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.05.2018

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THE HONOURABLE MRS.JUSTICE T.KRISHNAVALLI

W.P.(MD)No.11408 of 2018

Murugavel

.. Petitioner

Vs.

The State rep. By

1.The Superintendent of Police,
Trichy District.

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

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the respondents herein to grant permission and give necessary police protection for conducting the Super Singer's Innesai programme on 04.06.2018 and Adal Padal programme on 05.06.2018 respectively, at about 07.00 p.m., to 01.00 a.m., in connection with the Festival of Arulmighu Sri Kamalampikai Udanurai Arulmighu Sri Manikanda Soleswarar Thirukovil which is situated at Malvai village, Kallakudi Police limit, Lalkudi Taluk, Trichy District on the basis of the petitioner representation dated 21.05.2018.

For Petitioner : Mr.S.Paul Murugesh

For Respondents : Mr.P.Karuppusamy
Government Advocate

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O R D E R

The prayer in this writ petition is to direct the respondents herein to grant permission and give necessary police protection for conducting the Super Singer's Innesai programme on 04.06.2018 and Adal Padal programme on 05.06.2018 respectively, at about 07.00 p.m., to 01.00 a.m., in connection with the Festival of Arulmighu Sri Kamalampikai Udanurai Arulmighu Sri Manikanda Soleswarar Thirukovil which is situated at Malvai village, Kallakudi Police limit, Lalkudi Taluk, Trichy District on the basis of the petitioner representation dated 21.05.2018.

2.Mr.P.Karuppusamy, learned Government Advocate takes notice
<https://hcservices.ecourts.gov.in/hcservices/>
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 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 songs or scenes during the innesai programme and 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 innesai and cultural programme on 04.06.2018 and 05.06.2018 respectively "Arulmighu Sri Kamalampikai Udanurai Arulmighu Sri Manikanda Soleswarar Thirukovil" situated in Malvai village, Kallakudi Police limit, Lalkudi Taluk, Trichy 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, Trichy District.

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

+1CC to Mr. S. Paul Muruges, Advocate, SR.No. 66278

+1CC to the Special Government Pleader SR.No. 66343

W.P. (MD) No. 11408 of 2018

30.05.2018