



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.05.2018

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THE HON'BLE MRS. JUSTICE T.KRISHNAVALLI

W.P.(MD)No.11513 of 2018

M.Mariappan

... Petitioner

Vs.

1.The Superintendent of Police,
Thoothukudi District.

2.The Inspector of Police,
Sankaralingapuram Police Station,
Situated at Nagalapuram,
Thoothukudi District.

... Respondents

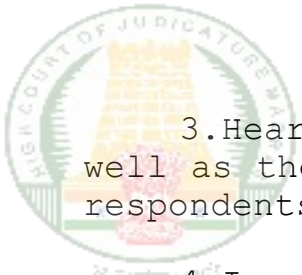
Petition filed under Article 226 of The Constitution of India praying to issue a Writ of Mandamus directing the 2nd respondent to grant permission and Police protection to the Temple Festival of Arulmigu Kaliyamman and Puthu Amman Temple, South Street, Nagalapuram, Vilathikulam Taluk, Thoothukudi District to be performed from 29.05.2018 to 02.06.2018 and also performance of Adal Padal Program to be held on 01.06.2018 at night by the villagers and this Cultural Program on the basis of petitioner's representation dated 24.05.2018.

For Petitioner : Mr.M.Pandian
For Respondents : Mr.P.Karuppasamy
Government Advocate

O R D E R

The prayer in this writ petition is to direct the 2nd respondent to grant permission and Police protection to the Temple Festival of Arulmigu Kaliyamman and Puthu Amman Temple, South Street, Nagalapuram, Vilathikulam Taluk, Thoothukudi District to be performed from 29.05.2018 to 02.06.2018 and also performance of Adal Padal Program to be held on 01.06.2018 at night by the villagers and this Cultural Program on the basis of petitioner's representation dated 24.05.2018.

2.Mr.P.Karuppasamy, learned Government Advocate takes notice for the respondents.



3. Heard the learned counsel appearing 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 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 and Police protection to the Temple Festival of Arulmigu Kaliyamman and Puthu Amman Temple, South Street, Nagalapuram, Vilathikulam Taluk, Thoothukudi District to be performed from 29.05.2018 to 02.06.2018 and also performance of Adal Padal Program to be held on 01.06.2018 at night by the villagers of Adal Padal program to be held on 01.06.2018 subject to the aforesaid conditions. There shall be no order as to costs.

Sd/-

Assistant Registrar

/True Copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
Thoothukudi District.



2.The Inspector of Police,
Sankaralingapuram Police Station,
Situated at Nagalapuram,
Thoothukudi District.

+1CC TO Mr.M.Pandian, Advocate, Sr No.66330

+1CC TO SPECIAL GOVERNMENT PLEADER, SR NO.66353

W.P.(MD).No.11513 of 2018
30.05.2018

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MS/CM/SAR-1/31.05.2018/3P.5C