



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 30.05.2018
CORAM

THE HONOURABLE MRS.JUSTICE T.KRISHNAVALLI

WEB COPY

W.P. (MD) No.11569 of 2018

Palanisamy

.. Petitioner

Vs.

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

2.The Inspector of Police,
Rajapalayam South Police Station,
Virudhunagar 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 cultural event namely Adalpadal scheduled to be held on 07.06.2018 at night 08.00 p.m. to 12.00 a.m. in connection with "Vaikasi Festival" in Arulmigu Sri Karumariamman Kovil at Samsikapuram Village, Rajapalayam Taluk, Virudhunagar District by considering the petitioner's representation dated 18.05.2018.

For Petitioner

: Mr.M.Muthukumar

For Respondents

: Mr.P.Karupasamy

Government Advocate

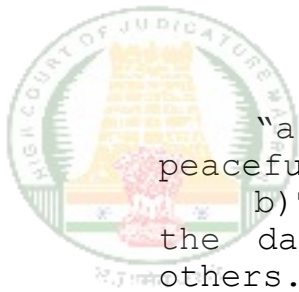
O R D E R

The prayer in this writ petition is to direct the second respondent to grant permission on the basis of petitioner's representation dated 18.05.2018 to conduct "Adal Padal" programme on 07.06.2018, at Arulmigu Sri Karumariamman Kovil, in connection with "Vaikasi Festival" situated at Samsikapuram Village, Rajapalayam Taluk, Virudhunagar District.

2.Mr.P.Karuppasamy, 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 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 07.06.2018 at Arulmigu Sri Karumariamman Kovil, situated at Samsikapuram Village, Rajapalayam Taluk, Virudhunagar 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,
Virudhunagar District, Virudhunagar.

2.The Inspector of Police,
Rajapalayam South Police Station,
Virudhunagar District.

+1cc to M/S.M.Muthukumar, Advocate SR.No. 66248
+1cc to Special Government Pleader, SR.No. 66362

W.P. (MD) No.11569 of 2018
30.05.2018

gk
DS/SKN RSK/SAR-4-01/06/2018-2P/5C