



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

THE HON'BLE MRS. JUSTICE T.KRISHNAVALLI

WEB COPY

W.P. (MD) No.11611 of 2018

C.Poovalingam

... Petitioner

Vs.

1.The Commissioner of Police,
Madurai City.

2.The Inspector of Police,
Koodalnagar Police Station,
Madurai District.

... Respondents

Petition filed under Article 226 of The Constitution of India praying to issue a Writ of Mandamus directing the respondents to grant permission to perform the program of "Adal Padal" on 03.06.2018 night at about 07.00 pm to 11.00 pm in connection with temple Festival Arulmigu Sri Muthumariamman Thirukkivil situated at Old Vilangudi Manthai, Madurai-18 and to provide adequate police protection based on the petitioner's representation dated 24.05.2018.

For Petitioner : Mr.R.Karthic Rajan
For Respondents : Mr.P.Karuppasamy
Government Advocate

O R D E R

The prayer in this writ petition is to direct the respondents to grant permission to perform the program of "Adal Padal" on 03.06.2018 night at about 07.00 pm to 11.00 pm in connection with temple Festival Arulmigu Sri Muthumariamman Thirukkivil situated at Old Vilangudi Manthai, Madurai-18 and to provide adequate police protection based on the 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 to the writ petitioner to conduct the "Ädal Padal" at Arulmigu Sri Muthumariamman Thirukkivil situated at Old Vilangudi Manthai, Madurai-18, on 03.06.2018 subject to the aforesaid conditions. There shall be no order as to costs.

Sd/-
Vacation Officer

/True Copy/

Sub Assistant Registrar

1. The Commissioner of Police,
Madurai City.

2. The Inspector of Police,
Koodalnagar Police Station,
Madurai District.

+1CC to Mr.R.Karthic Rajan, Advocate in SR.No.66329,
+1CC to Special Government Pleader in SR.No.66368.

SM
DS/MMS/SAR-2 ; 01.06.2018: 2P/5C

W.P. (MD) .No.11611 of 2018
30.05.2018