



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.05.2018

CORAM

THE HONOURABLE MRS.JUSTICE T.KRISHNAVALLIW.P. (MD) No.11633 of 2018

WEB COPY

C.Ganesan

.. Petitioner

Vs.

1. The Commissioner of Police,
Madurai City, Madurai.

2. The Inspector of Police,
Koodakpudhur Police Station,
Madurai.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the respondents to accord permission and gave adequate police protection to the cultural program (Valli Thirumanam Drama) to be conducted at the Arulmigu Sree Kariyasithi Vinayagar Temple festival in Aanaiyur, Madurai District on 04.06.2018 at about 06.00 pm., to 11.00pm., based on the petitioner's representation dated 21.05.2018.

For Petitioner : Mr.J.Senthil Kumaraiah
For Respondents : Mr.P.Karuppasamy
Government Advocate

* * *

ORDER

The prayer in this writ petition is to direct the respondents to accord permission and gave adequate police protection to the cultural program (Valli Thirumanam Drama) to be conducted at the Arulmigu Sree Kariyasithi Vinayagar Temple festival in Aanaiyur, Madurai District on 04.06.2018 at about 06.00 pm., to 11.00pm., based on the petitioner's representation dated 21.05.2018.

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 04.06.2018 at Arulmigu Sree Kariyasithi Vinayagar Temple festival in Aanaiyur, Madurai 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 Commissioner of Police,
Madurai City, Madurai.
2. The Inspector of Police,
Koodakpudhur Police Station,
Madurai.

+1cc to J.Senthil Kumaraiah, Advocate Sr.No.66266

+1cc to The Spl. Government Pleader Sr.No.66376

DAS/AKV

VB/SKN/RSK/SAR2/01.06.2018/2P/5C