



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.08.2018

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THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P.(MD)No.17963 of 2018

S.Balasaravanan

... Petitioner

Vs.

The Inspector of Police,
Ervadi Police Station,
Tirunelveli District.

... Respondent

PRAYER:- Petition filed under Article 226 of the Constitution of India seeking a Writ of Mandamus, directing the respondent to grant permission and protection to conduct Kabadi Tournament scheduled to be taken place on 18.08.2018 between 8.00 p.m. to 19.08.2018 at 8.00 a.m. in connection with the 116th birth anniversary of Mr.K.Kamarajar at Kamarajar Thidal, Pothaiyadi - Eruvadi, Nanguneri Taluk, Tirunelveli District.

For Petitioner	: Mr.P.T.Ramesh Raja
For Respondent	: M/s.B.Bhagawathi Government Advocate

ORDER

This writ petition has been filed directing the respondent to grant permission and protection to conduct Kabadi Tournament scheduled to be taken place on 18.08.2018 and 19.08.2018 between 8.00 p.m. to 8.00 a.m. in connection with the 116th birth anniversary of Mr.K.Kamarajar at Kamarajar Thidal, Pothaiyadi - Eruvadi, Nanguneri Taluk, Tirunelveli District.

2. Heard the learned Counsel appearing for the petitioner and the learned Government Advocate appearing for the respondent.

3. The learned Government Advocate appearing for the respondent submits that the police does not have any reservations on the place, where the tournament is to be conducted. However, there is an apprehension that some law and order problem may arise during the tournament.

4. The respondent police is directed to grant permission for conducting the Kabadi tournament, by enclosing the following conditions:



i) The petitioner and other participants shall not shout, raise any slogan for or against any party or party leader, any caste, community or creed;

ii) The petitioner shall ensure that no untoward incident is caused disturbing the public peace and tranquillity;

iii) The petitioner shall ensure proper first aid arrangements by keeping one or two doctors in the venue;

iv) The participants of "Kabadi" tournament shall not wear any form of dress showing offending slogans or picture of any communal/political leader which may cause disturbance;

v) Songs praising communal leader or having communal overtones should not be played;

vi) The petitioner will ensure that no flex board or hoardings depicting particular community or leader will be displayed;

vii) There should not be any Flex Boards representing any community or political leaders;

viii) If there is any violation of any one of the conditions imposed, the concerned Police Officer is at liberty to take necessary action, as per law and stop such performance;

ix) Similarly, the Police is empowered to stop the Kabadi tournament, if it exceeds beyond the permitted time;

x) the participants of the tournament shall not intake any kind of toxic substance or liquor during the tournament;

xi) If there is any untoward incident took place, the village people and the organizers of the tournament be made responsible for the same;

xii) The Referee must be authorized person from the District Association; and

xiii) The respondent police is at liberty to put any further restrictions or to impose any conditions purely in the interest of preserving public order and tranquillity, so as to maintain law and order and communal harmony.

5. The petitioner is also directed to ensure that the conditions are strictly complied with and also to ensure that no law and order problem is created in the course of conducting the tournament.

6. The writ petition stands disposed of with the above directions. However, there shall be no order as to costs.

Sd/-

Assistant Registrar(Crl. side)

/True Copy/



To

The Inspector of Police,
Ervadi Police Station,
Tirunelveli District.

+1cc to M/S.P.T.Ramesh Raja, Advocate SR.No. 78779
+1cc to Special Government Pleader, SR.No. 78852

W.P.(MD)No.17963 of 2018

sj i

JM/SKN RSK/SAR 4/20.08.2018/3P/4C