

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.02.2019

CORAM

THE HON'BLE MRS.JUSTICE PUSHPA SATHYANARAYANA

W.P.No.3172 of 2019

A.Sadhasivam

.. Petitioner

versus

The State Represented by
The Inspector of Police,
Kondalampatti Police Station,
Salem District.

... Respondent

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondent to grant permission to the petitioner herein for organizing the cultural function to Mariamman Kovil Festival in Sivathapuram Meiyanthstreet Village on 09.02.2019 by acting on his representation dated 26.01.2019.

For Petitioner : Mr.S.Ashokkumar

For Respondent : Mr.E.Balamurugan
Special Government Pleader

O R D E R

By consent of both parties, this Writ Petition is taken up for final disposal at the admission stage itself.

2. The petitioner has come up with this Writ Petition seeking a direction to the respondent to grant permission to him for organizing the cultural function to Mariamman Kovil Festival in Sivathapuram Meiyanthstreet Village on 09.02.2019 by acting on his representation dated 26.01.2019.

3. Earlier, this Court had granted permission to the similarly placed persons to conduct Adal Padal Cultural Programme by imposing stringent conditions. In this regard, the learned Special Government Pleader appearing for the respondents produced a Circular Memorandum in Rc.No.159539/Crime.4(3)/2018 dated 30.10.2018, in which, instructions are given to all Commissioners of Police in Cities and all the Superintendents of

Police in Districts to ensure that the order of the High Court is communicated to all the Inspectors/Station House Officers under their control and the directions are implemented without any deviation. The Memorandum further states that the Inspectors/Station House Officers concerned should get an undertaking from the petitioners/Organizers at the time of granting permission to the said Adal Padal Cultural Programmes and also to get an assurance from the organizers that there will not be any obscenity or vulgarity in the cultural programme and there will not be any disturbance to the public peace and tranquility.

4. As already the Director General of Police has authorised the Inspectors/Station House Officers in this regard to take appropriate decision considering the ground reality in any particular area/locality pursuant to the orders of this Court, the respondent is directed to follow the said memorandum and pass appropriate orders based on the petitioner's representation dated 26.01.2019 on or before 05.02.2019.

5. With the above direction, the Writ Petition is disposed of . No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

rsi

To

The Inspector of Police,
Kondalampatti Police Station,
Salem District.

+lcc to Mr.S.Ashok Kumar, Advocate, S.R.No. 8668

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AD(CO)
GN(06/02/2019)