

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.02.2019

CORAM

THE HONOURABLE Mr.JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No.4341 of 2019

K.Venkatesan

.. Petitioner

Vs

The Inspector of Police,
Kandhili Police Station,
Vellore District.

.. Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to direct respondent to give protection and permission to conduct cultural programme (NADANA NATYALAYA) in Sri Kaliyamman Koil to be held at Kil Kuppam Street, Tirupattur Taluk, Vellore District scheduled to be held on 19.02.2019 from 05.00 p.m., to 10.00 p.m.

For Petitioner : M/s.L.Ramu

For Respondent : Mr.M.Mohamed Riyaz

Additional Public Prosecutor

O R D E R

Seeking permission to conduct cultural programme (NADANA NATYALAYA) in Sri Kaliyamman Koil to be held at Kil Kuppam Street, Tirupattur Taluk, Vellore District scheduled to be held on 19.02.2019 from 05.00 p.m., to 10.00 p.m, the petitioner has sent a representation to the respondent on 08.02.2019. As the same has not been considered, the present Criminal Original petition has been filed.

2. Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondent.

3. Learned Additional Public Prosecutor, on instructions, would submit that there is likelihood of arising law and order problem.

4. A mere apprehension cannot be a ground to reject the representation. There is absolutely no material before this Court to hold that there will be a law and order problem in the event of permission being granted. In such view of the matter,

this petition is allowed and the petitioner is permitted to conduct cultural programme in the event of (NADANA NATYALAYA) in Sri Kaliyamman Koil to be held at Kil Kuppam Street, Tirupattur Taluk, Vellore District, however with the following conditions:-

(a) The cultural programme in connection with the event of (NADANA NATYALAYA) in Sri Kaliyamman Koil to be held at Kil Kuppam Street, Tirupattur Taluk, Vellore District, shall be conducted on 19.02.2019 from 06.00 p.m., to 10.00 p.m

(b) There should not be any kind of obscene dance or vulgar dialogues during the performance, by anyone of the participants.

(c) Double meaning songs should not be played so as to spoil the minds of students and youths.

(d) No dance or songs, touching upon any political party or religion or community or caste shall be played.

(e) No flex boards in support of any political party or communal leader, shall be erected at the premises of the programme.

(f) The function shall not affect either religious or communal harmony and shall be conducted without any discrimination based on caste.

(g) If there is 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 forthwith; and

(h) Similarly, the police is directed to stop the dance programme, if it is played beyond the permitted time limit.

(i) The respondent is directed to issue necessary permission, incorporating the above conditions.

Sd/-
Assistant Registrar(CS-VI)

//True Copy//

rri/rm
To

Sub Assistant Registrar

1.The Inspector of Police,
Kandhili Police Station,
Vellore District.

2.The Public Prosecutor
High Court, Madras.

+1 cc to Mr.L.Ramu, Advocate, S.R.No.14370

Cr1.O.P.No.4341 of 2019

SS(CO)
SSM(18/02/2019)