

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED 22.02.2019
CORAM
THE HONOURABLE Mr.JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No. 4770 of 2019

V.Karthikeyan

.. Petitioner

Vs

The State of Tamilnadu,
Represented by its,
Inspector of Police,
B-6, Pullarampakkam Police Station,
Pullarampakkam,
Thiruvallu-District.

.. Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to direct the respondent authority to give police protection and permission to conduct the Cultural and Cock Fight Program in the Puratchi Thalaivi Amma Birth Day Festival situated at, No.57, Thanganoor Village, Thiruppachur Post, Thiruvallur Taluk & District on 23.02.2019 from 7.00am to 6.00pm by considering the petitioner's representation dated 18.02.2019.

For Petitioner : Mr.N.Desinghu
For Respondents : Mr.M.Mohamed Riyaz
Additional Public Prosecutor

O R D E R

Seeking permission to conduct cultural and Cock Fight programme in the event of Puratchi Thalaivi Amma Birth Day Festival situated at, No.57, Thanganoor Village, Thiruppachur Post, Thiruvallur Taluk & District, the petitioner made a representation dated 18.02.2019 to the respondent. 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 respondents.

3.The 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, the petitioner is permitted to conduct cultural and Cock Fight Program in the Puratchi Thalaivi Amma Birth Day Festival situated at, No.57, Thanganoor Village, Thiruppachur Post, Thiruvallur Taluk & District however with the following conditions:-

(a) The cultural and Cock fight programme in connection with the event of Puratchi Thalaivi Amma Birth Day Festival situated at, No.57, Thanganoor Village, Thiruppachur Post, Thiruvallur Taluk & District shall be conducted on 23.02.2019 between 06.00 p.m. and 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.

5. With the above directions, this Criminal Original Petition stands allowed.

Sd/-

Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

To

1. The Inspector of Police,
B-6, Pullarampakkam Police Station,
Pullarampakkam,
Thiruvallu-District.

2.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.N.Desinghu, Advocate, S.R.No.16325

Cr1.O.P.No.4770 of 2019

GP (CO)
GSP (22/02/2019)



WEB COPY