

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.04.2019

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No.9816 of 2019

T.Purushothaman

... Petitioner

Vs

1.The Superintendent of Police,
Villupuram District, Villupuram.

2.The Deputy Superintendent of Police,
Kottakuppam Division,
Villupuram District.

3.The Inspector of Police,
Kiliyanur Police Station,
Villupuram District.

... Respondents

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C., to direct the respondents to grant permission to perform the program of "Adal, Padal" on 18.04.2019 at about ***6.00 P.M to 10.00 P.M** at "Thirubathi Amman" is situated at Kiliyanur Village, Vanur Taluk, Villupuram District and to provide adequate police protection based on the petitioner representation 02.04.2019.

For Petitioner : Mr.T.V.G.Kartheeban

For Respondents: Mr.C.Raghavan,
Government Advocate (Crl. Side)

O R D E R

This Criminal Original Petition has been filed to direct the respondent to grant permission to perform the program of "Adal, Padal" on 18.04.2019 at about ***6.00 P.M to 10.00 P.M** at "Thirubathi Amman" is situated at Kiliyanur Village, Vanur Taluk, Villupuram District and to provide adequate police protection based on the petitioner representation 02.04.2019.

2. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) appearing for the respondents.

3. The learned Government Advocate (Crl. Side) 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 programme in the event of Thirubathi Amman is situated at Kiliyanur Village, Vanur Taluk, Villupuram District however with the following conditions:-

(a) The cultural programme in connection with the event of Thirubathi Amman is situated at Kiliyanur Village, Vanur Taluk, Villupuram District shall be conducted on 18.04.2019 between ***6.00 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.

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

Sd/-
Assistant Registrar(CS V)

***Amended as per order dated
16/04/2019 in Cr1.Mp.No.5458/19
in Cr1.OP.9816/19**

//True Copy//

Sub Assistant Registrar

rna

To

- 1.The Superintendent of Police,
Villupuram District, Villupuram.
- 2.The Deputy Superintendent of Police,
Kottakuppam Division,
Villupuram District.
- 3.The Inspector of Police,
Kiliyanur Police Station,
Villupuram District.
- 4.The Public Prosecutor,
High Court, Madras.

**To be Substituted to
the order already
despatched on 13/04/19.**

+1cc to Mr.T.V.G.Kartheeban, Advocate Sr.35567,
+1cc to Mr.T.V.G.Kartheeban, Advocate Sr.*37826

Cr1.O.P.No.9816 of 2019

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srg 12/04/2019
nr 16/04/2019

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