

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.04.2019

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No.10511 of 2019

Selvam

... Petitioner

Vs.

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

... Respondent

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C. to direct the respondent authority to give permission to conduct the cultural programme at Arumigu Sree Varachittha Vinayakar and Sree Chinna Mariamman Thirukkivil at Thulachimaniur Village, Veeranam Panchayat, Salem District on 25.04.2019 based on the petitioner's representation dated 17.04.2019.

For Petitioner : Mr.N.Chinnaraj

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

ORDER

Seeking permission to conduct cultural programme on 25.04.2019 in the event of Arulmigu Sree Varachittha Vinayakar and Sree Chinna Mariamman Thirukkivil at Thulachimaniur Village, Veeranam Panchayat, Salem District, the petitioner made a representation dated 17.04.2019, 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 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 Arumigu Sree Varachittha Vinayakar and Sree Chinna Mariamman Thirukkivil at Thulachimaniur Village, Veeranam Panchayat, Salem District on 25.04.2019, however with the following conditions:-

(a) The petitioner shall pay a sum of Rs.10,000/- (Rupees ten thousand only) as charges, to the respondent Police and on receipt of the same, the respondent Police is directed to issue receipt and proceed further.

(b) The cultural programme in connection with the event of Arulmigu Sree Varachittha Vinayakar and Sree Chinna Mariamman Thirukkivil at Thulachimaniur Village, Veeranam Panchayat, Salem District shall be conducted on 25.04.2019 between 06.00 p.m. and 10.00 p.m.

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

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

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

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

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

(h) 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

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

(j) 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(Insp.cell)

//True Copy//

Sub Assistant Registrar

rm  
To:

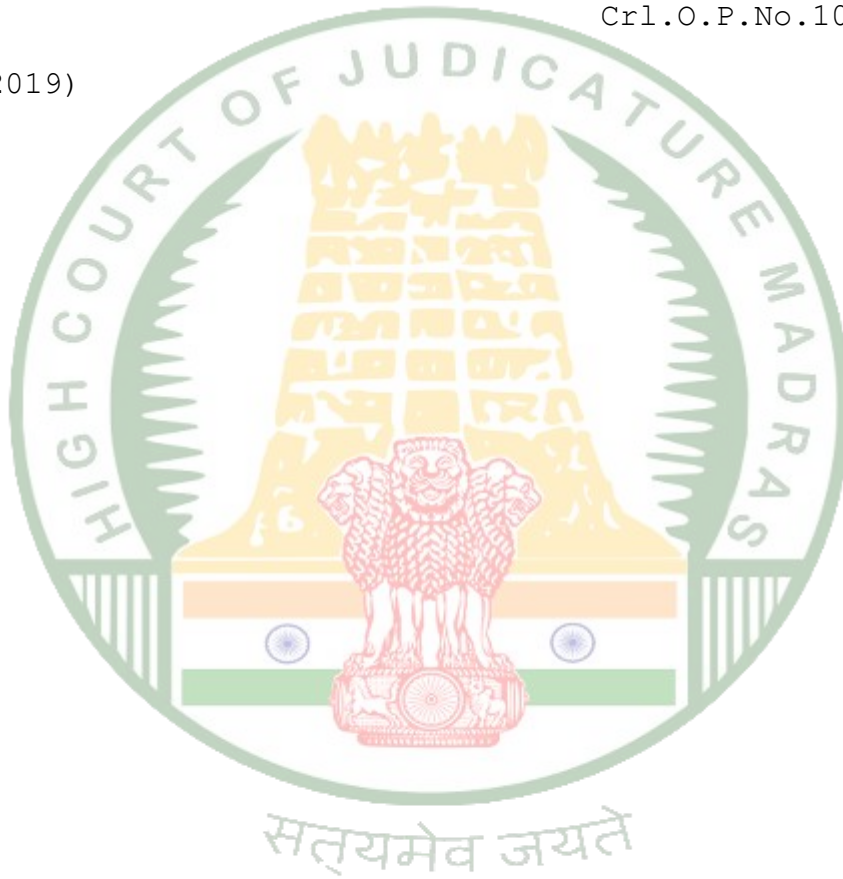
1.The Inspector of Police,  
Veeram Police Station,  
Salem District.

2.The Public Prosecutor,  
High Court, Madras.

+lcc to Mr.N.Chinnaraj, Advocate sr.no.38490 (23/04/2019)

Crl.O.P.No.10511 of 2019

SP(CO)  
CB(23/04/2019)



WEB COPY