

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 09.05.2019

CORAM

THE HONOURABLE Mr.JUSTICE N. ANAND VENKATESH

Crl.O.P.No.12764 of 2019

C.Prakash

.. Petitioner

Vs.

1.The Superintendent of Police  
Vellore,  
Vellore District.

2.The Inspector of Police,  
Thiruvalem Police Station,  
Thiruvalem,  
Vellore District.

.. Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to issue an order of Direction, directing the second respondent to give permission and police protection to conduct the temple festival as well as cultural programme on 17.05.2019 at Sri Panchali Amman Dharmaraja Thirukoil Maha Kumbabishegam in Dharmaja Temple, at Karnampattu, Thiruvalem Taluk, Vellore District.

For Petitioner : Mr.S.Seenuvasan

For Respondents : Ms.M.Prabhavathi

Additional Public Prosecutor

O R D E R

Seeking permission to conduct cultural programme in the event of Sri Panchali Amman Dharmaraja Thirukoil Maha Kumbabishegam in Dharmaja Temple, at Karnampattu, Thiruvalem Taluk, Vellore District, the petitioner made a representation dated 06.05.2019 to the respondents. 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 programme in the event of Sri Panchali Amman Dharmaraja Thirukoil Maha Kumbabishegam in Dharmaja Temple, at Karnampattu, Thiruvalam Taluk, Vellore District, however with the following conditions:-

(a) The cultural programme in connection with the event of Sri Panchali Amman Dharmaraja Thirukoil Maha Kumbabishegam in Dharmaja Temple, at Karnampattu, Thiruvalam Taluk, Vellore District, shall be conducted on 17.05.2019 between 07.00 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 second respondent is directed to issue necessary permission, incorporating the above conditions.

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

s/d-

Assistant Registrar (VO)

True Copy

Sub-Assistant Registrar

kal/dua

To

1. The Superintendent of Police  
Vellore,  
Vellore District.

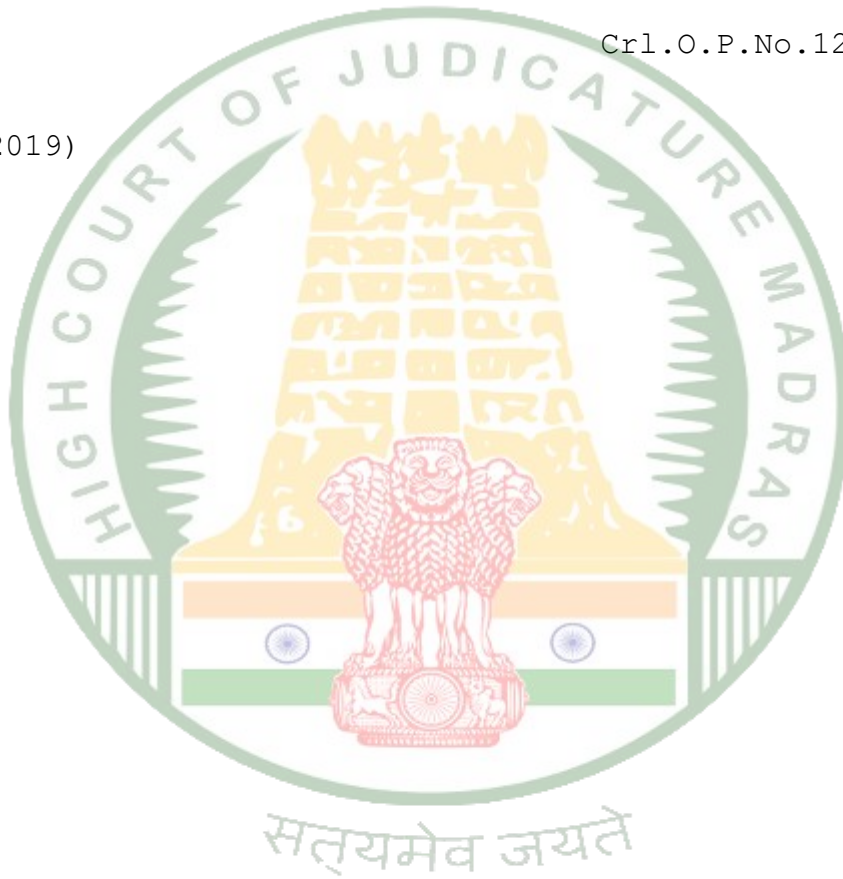
2.The Inspector of Police,  
Thiruvalam Police Station,  
Thiruvalam,  
Vellore District.

3.The Public Prosecutor,  
High Court, Madras.

+1 CC to Mr.S.Seenuvasan, Advocate sr 43452.

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LN(CO)  
SP(14/05/2019)



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