

IN THE HIGH COURT OF JUDICATURE AT MADRAS  
DATED 09.05.2019  
CORAM  
THE HONOURABLE Mr.JUSTICE N. ANAND VENKATESH

Crl.O.P.No.12775 of 2019

N.Egambaram

.. Petitioner

Vs.

The State rep by  
The Inspector of Police,  
Umarapath Police Station,  
Ambur Taluk,  
Vellore District.

.. Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to direct the respondent to grant permission and to give Police Protection to conduct a Cultural Program scheduled to be held on 28.05.2019 in 'Sri Thirupathi Gengaiamman Temple' at Ambur Taluk, Vellore District, by considering the petitioner's representation dated 03.05.2019.

For Petitioner : Ms.S.:Premakumari

For Respondent : Ms.M.Prabhavathi  
Additional Public Prosecutor

O R D E R

Seeking permission to conduct cultural programme in the event of Sri Thirupathi Gengaiamman Temple Festival at Ambur Taluk, Vellore District on 28.05.2019, the petitioner made a representation dated 03.05.2019 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 programme in the event of Sri Thirupathi Gengaiamman Temple Festival at Ambur Taluk, Vellore District however with the following conditions:-

(a) The cultural programme in connection with the event of Sri Thirupathi Gengaiamman Temple Festival at Ambur Taluk, Vellore District, shall be conducted on 28.05.2019 between 06.00 p.m. and 11.00 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

//True Copy//

Sub Assistant Registrar

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To

1. The Inspector of Police,  
Umarapath Police Station,  
Ambur Taluk,  
Vellore District.

2. The Public Prosecutor,  
High Court, Madras.

Cr1.O.P.No..12775 of 2019

SKV(CO)  
CS(20/05/2019)