

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 10.06.2019

CORAM

THE HONOURABLE Mr.JUSTICE N. ANAND VENKATESH

Cr1.O.P.No.14529 of 2019

P.Sivamoorthy

... Petitioner

Vs.

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

... Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to direct the respondent to consider the petitioner's representation dated 04.06.2019 and to give adequate police protection in order to conduct the cultural programme which is schedule to be held on 13.06.2019 in Thoppachi Amman Temple situated Ramar Koil Street, New Minnur, Ambur T.K, Vellore District- 635 807.,

For Petitioner : Mr.P.Sampath

For Respondent : Mr.M.Mohamed Riyaz
Additional Public Prosecutor

O R D E R

This Criminal Original Petition has been filed seeking for police protection to conduct the cultural program to be held on 13.06.2019 in Thoppachi Amman Temple situated Ramar koil Street, New Minnur, Ambur T.K., Vellore District by considering the petitioner's representation dated 04.06.2019 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 respondent.

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 the cultural program to be held on 13.06.2019 in Thoppachi Amman Temple situated Ramar koil Street, New Minnur, Ambur T.K., Vellore District, however with the following conditions:-

(a) The cultural programme in Thoppachi Amman Temple situated Ramar Koil Street, New Minnur, Ambur T.K., Vellore District, shall be conducted on 13.06.2019 between 07.00 p.m. and 10.00 p.m.

(b) The petitioner shall pay a cost of Rs.10,000/- (Rupees Ten Thousand only) to the respondent police towards police protection.

(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.

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Sd/-
Assistant Registrar(CS VII)

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Sub Assistant Registrar

To

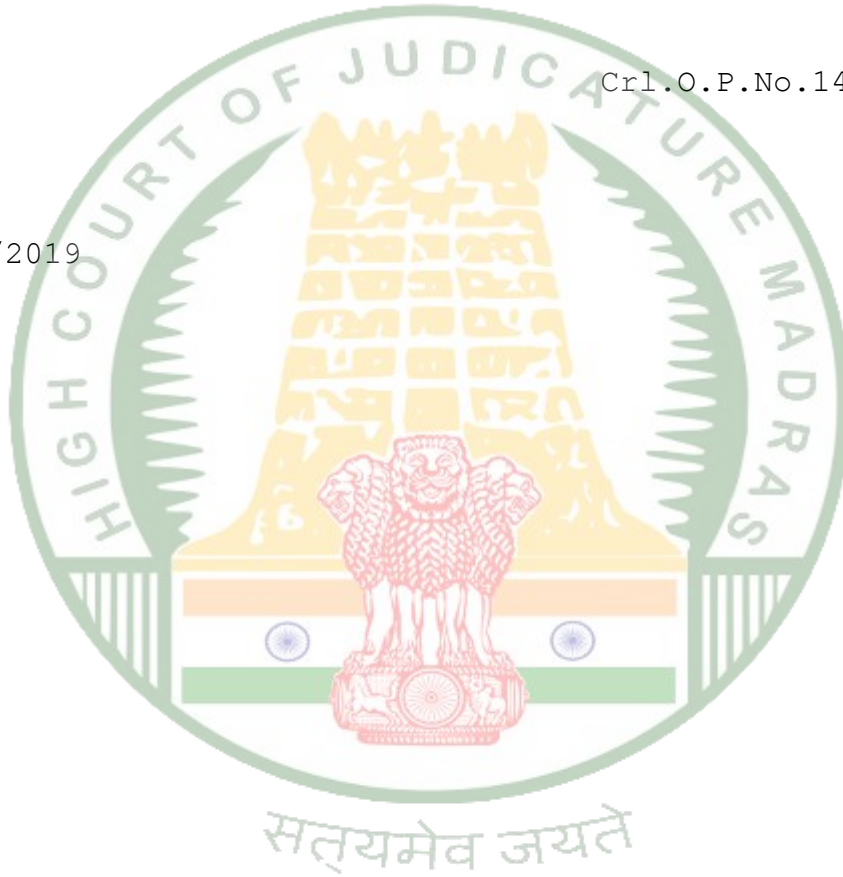
1. The Inspector of Police,
Ambur Taluk Police Station,
Vellore District.

2.The Public Prosecutor,
High Court, Madras.

+lcc to Mr.P.Sampath, Advocate Sr.46084

Crl.O.P.No.14529 of 2019

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srg 11/06/2019



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