

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 01.08.2019
CORAM
THE HONOURABLE Mr.JUSTICE N. ANAND VENKATESH

Crl.O.P.No.20657 of 2019

A.Sanjeevi

... Petitioner

Vs.

State Rep. by
The Inspector of Police,
Kadampuliyur Police Station,
Kadampuliyur Village, Panruti Taluk,
Cuddalore District - 607 801.

..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 23.07.2019 and to grant permission and protection to conduct cultural programme (Dance & Music Programme) in Muthu Mariyamman Temple, Kizhmampattu, Panruti Taluk, Cuddalore District - 607 106 situated at scheduled to be held on 07.08.2019 from 07.00 p.m. to 12.00 a.m.

For Petitioner : Mr.P.Paramasiva Doss

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

ORDER

This petition has been filed to direct the respondent authority to give police protection and permission to conduct Adal Padal Nigalchi in the event of Muthu Mariyamman Temple, Kizhmampattu, Panruti Taluk, Cuddalore District - 607 106 on 07.08.2019 between 6.00 Pm to 11.00 p.m by considering the petitioner's representation dated 23.07.2019.

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 (Adal Padal Nigalchi) in the event of Muthu Mariyamman Temple, Kizhmampattu, Panruti Taluk, Cuddalore District - 607 106, however, with the following conditions:-

(a) The cultural programme in connection with the event of Adal Padal Nigalchi in the event of Muthu Mariyamman Temple, Kizhmampattu, Panruti Taluk, Cuddalore District - 607 106 shall be conducted on 07.08.2019 between 06.00 pm to 11.00 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 police 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

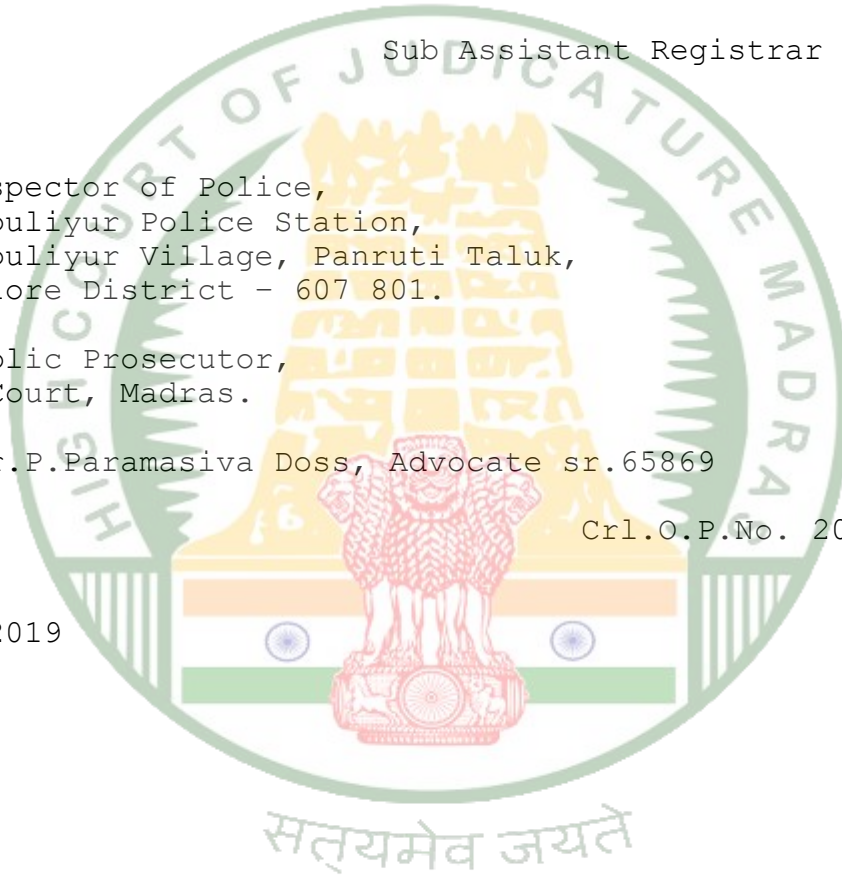
To

1. The Inspector of Police,
Kadampuliyur Police Station,
Kadampuliyur Village, Panruti Taluk,
Cuddalore District - 607 801.
2. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.P.Paramasiva Doss, Advocate sr.65869

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