



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.09.2019

CORAM

THE HON'BLE MR. JUSTICE G.K.ILANTHIRAIYAN

W.P.(MD)No.19308 of 2019

S.Sethupathiraja

... Petitioner

Vs.

1. The Superintendent of Police,
Sivagangai District
Sivagangai

2.The Inspector of Police
Salaigramam Police Station
Sivagangai District

... Respondents

Prayer:Petition filed under Article 226 of The Constitution of India praying to issue a writ of mandamus, directing the respondents to grant permission and necessary protection to conduct the Aadal Padal program on 11.09.2019 at 7.00 p.m to 11.00 p.m in connection with the "Utchava Thiruvizha" of Arulmighu Sri Muthumariamman Kovil at Panjanur, Ilaiyangudi, Karadarndagudi, Sivagangai District.

For Petitioner : Mr. R.Karthick Rajan

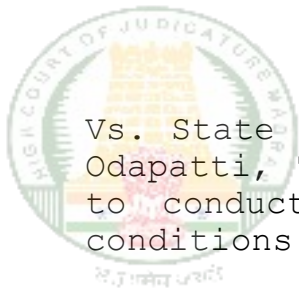
For Respondents : Mr.R.Anandharaj
Additional Public Prosecutor

O R D E R

The prayer in this writ petition is to direct the respondents to grant permission and protection to conduct the Aadal Padal program on 11.09.2019 at 7.00 p.m to 11.00 p.m in connection with the "Utchava Thiruvizha" of Arulmighu Sri Muthumariamman Kovil at Panjanur, Ilaiyangudi, Karadarndagudi, Sivagangai District.

2.Heard the learned counsel for the petitioner as well as the learned Additional Public Prosecutor appearing for the respondents.

3.In an identical matter, a Division Bench of this Court in an order passed in W.P.(MD) No.8975 of 2017 dated 10.05.2017 [M.Sakthi



Vs. State rep. by the Inspector of Police, Odapatti Police Station, Odapatti, Theni District], had granted permission to the petitioner to conduct cultural programme on certain conditions. The said conditions read as follows:

"a) The event shall be conducted in an organised and peaceful manner without causing law and order problem.

b) There shall not be any obscene or vulgar scenes during the dance performance by any one of the participants or others.

c) The dance performance shall be restricted between 6.00 p.m. and 11.00 p.m.

d) If there is any violation of the above said conditions, the respondent or the duly authorised officer is entitled to take necessary action as per law and stop such performance.

e) In case if there is any discrepancy with regard to the date on which the program is to be conducted, it would be open to the respondent police to extend protection on some other day after giving due notice to the petitioner"

4. I am of the view that similar conditions may also be imposed in the present writ petition. Consequently, the Writ Petition Stands allowed. The second respondent is directed to grant permission to the petitioner to conduct the Aadal Padal program on 11.09.2019 at 7.00 p.m to 11.00 p.m in connection with the "Utchava Thiruvizha" of Arulmighu Sri Muthumariamman Kovil at Panjanur, Ilaiyangudi, Karadarndagudi, Sivagangai District, subject to the aforesaid conditions. There shall be no order as to costs.

Sd/-

Assistant Registrar (CO)

// True Copy //

Sub Assistant Registrar (CS)

To

1. The Superintendent of Police,
Sivagangai District
Sivagangai

2. The Inspector of Police
Salaigramam Police Station
Sivagangai District



3.The Additional Public Prosecutor
Madurai Bench of Madras High Court
Madurai

+1 CC to M/s.R .KARTHIK RAJAN, Advocate (SR-85443[F] dated
05/09/2019)

W.P. (MD) No.19308 of 2019
05.09.2019

msa

JMN(09.09.2019) 3P : 5C