



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.09.2019

CORAM :

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

W.P. (MD)No.20361 of 2019

G.Muthudurai

... Petitioner

Vs.

1.The Superintendent of Police,
Tirunelveli District.
Tirunelveli.

2.The Inspector of Police,
Thisaiyanvilai Police Station,
Tirunelveli District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the respondents to grant permission and necessary protection to perform the cultural programme (i.e.,) Adal Padal Dance Programme on 26.09.2019 at 09.00 p.m. to 12.00 p.m. in the festival of Arulmighu Sri Alamarathu Mutharamman Thirukovil at Madathu Atchampadu, Thisaiyanvilai, Thisaiyanvilai Taluk, Tirunelveli District.

For Petitioner : Mr.S.Muthumalai Raja

For Respondents : Mr.R.Anandharaj
Additional Public Prosecutor

O R D E R

The prayer in this writ petition is to direct the respondent to grant permission and protection for cultural event namely AdalPadal scheduled to be held on 26.09.2019 at 09.00 p.m. to 12.00 p.m. in the festival of Arulmighu Sri Alamarathu Mutharamman Thirukovil at Madathu Atchampadu, Thisaiyanvilai, Thisaiyanvilai Taluk, Tirunelveli District by considering the petitioner's representation dated 25.08.2019.

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 <https://hcservices.products.gov.in/hcservices/> 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. This Court is 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 for conducting Adal Padal dance programme schedule to be held on 26.09.2019 upto 10.00 p.m. in connection with the festival of Arulmighu Sri Alamarathu Mutharamman Thirukovil at Madathu Atchampadu, Thisaiyanvilai, Thisayanvilai Taluk, Tirunelveli District, subject to the aforesaid conditions. There shall be no order as to costs.

Sd/-

Assistant Registrar (CO)

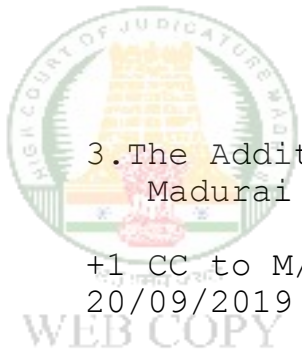
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Sub Assistant Registrar(CS)

To

1.The Superintendent of Police,
Tirunelveli District.
Tirunelveli.

2.The Inspector of Police,
Thisaiyanvilai Police Station,
Tirunelveli District.



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

+1 CC to M/s.S.MUTHUMALAI RAJA, Advocate (SR-88097[F] dated
20/09/2019)

W.P. (MD) No.20361 of 2019
20.09.2019

TM
JMN (24.09.2019) 3P : 5C