



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 13.02.2020

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THE HONOURABLE MRS. JUSTICE **T.KRISHNAVALLI**

WP. (MD) No. 2907 of 2020

G.Sampath

... Petitioner

Vs.

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

2.The Sub-Inspector of Police,
Kandarvakottai Police Station,
Pudukkottai District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the second respondent to grant permission to perform the program of Adal Padal on 22.02.2020 night in connection with temple Festival at Arulmigu Sri Pidariamman Temple is situated at Kulathurnayakarpatti, Kandarvakottai Taluk, Pudukkottai District and to provide adequate police protection based on the petitioner's representation dated 29.01.2020.

For Petitioner : Mr.G.V.Vairam Santhosh

For Respondents : Mr.S.Chandrasekar
Additional Public Prosecutor

O R D E R

This writ petition has been filed to direct the second respondent to grant permission to perform the program of Adal Padal on 22.02.2020 night in connection with temple Festival at Arulmigu Sri Pidariamman Temple is situated at Kulathurnayakarpatti, Kandarvakottai Taluk, Pudukkottai District, and to provide adequate police protection based on the petitioner's representation dated 29.01.2020.

2.Heard the learned Counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the



3. The learned Additional Public Prosecutor appearing for the respondents submits that the police does not have any reservations on the place, where the function is to be conducted. However, there is an apprehension that some law and order problem may arise during the festival. She would also submit that the Director General of Police, in his proceedings in Rc.No.007301/Genl.I(1)/2019, dated 09.04.2019 has issued circular to Commissioner of Police, Superintendent of Police and all the Station Housing Officer and directed them to follow the procedure and instruct the petitioner seeking permission to conduct cultural programs to comply with the conditions and permission may be granted subject to the petitioner agreeing to comply with the said conditions by filing necessary undertaking before the respondent police.

4. The respondents are directed to grant permission for conducting the cultural programme (ie.,) Adal Padal Programme on 22.02.2020 at 6.00 p.m to 10.00 p.m, by enclosing the following conditions:

(a) The Aadal Paadal programme in connection with festival or any cultural programme, SHO should specify the time and the same shall not be later than 11.00 p.m

(b) double meaning songs should not be played so as to spoil the minds of students and the youth;

(c) no songs, touching upon any political party or religion, community or caste be played;

(d) Organizers shall not erect any digital banners/pla cards on either side of the arterial roads, platforms, walkways/major roads and any other roads

(e) the function should not affect caste, religious or communal harmony and shall be conducted without any discrimination

(f) if there is any 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;

(g) similarly, the Police is empowered to stop the programme, if it exceeds beyond the permitted time;

(h) the participants of the programme shall not intake any kind of in-toxic substance or liquor during the programme;

(i) if any untoward incident takes place, the organizers of the programme be made responsible for the same

(j) the authority concerned shall videograph the entire programme at the cost of the applicant and submit the CD to the S.P concerned.



(k) Organizers shall have to obtain all other required permission from the authorities concerned

(l) Any other conditions as the authority concerned consider to impose according to the ground reality".

5. The petitioner is also directed to ensure that the conditions are strictly complied with and also to ensure that no law and order problem is created in the course of conducting the programme.

6. The writ petition stands disposed of with the above directions. However, there shall be no order as to costs.

Sd/-

Assistant Registrar(P & A)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

dss

To

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

2. The Sub-Inspector of Police,
Kandarvakottai Police Station,
Pudukkottai District.

+1 CC to M/s.G.V.VAIRAM SANTHOSH, Advocate (SR-6271[F] dated
14/02/2020)

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