



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.05.2022

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P.NO.13092 OF 2022

D.Rajesh

... Petitioner

Vs.

1. The Superintendent of Police,
Vellore, Vellore District - 632 012.
2. The Inspector of Police,
Katpadi Police Station, Katpadi Taluk,
Vellore District - 632 202.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, prayed for the issuance of Writ of Mandamus, directing the first and second respondents to give permission to conduct the cultural programme of Adal Padal on 21.05.2022 at 06.00 pm to 11.00 pm at "Sri Gangaianman Temple festival" Melvadugan Kuttai Village, Karasamangalam Post, Katpadi Taluk, Vellore District by considering the representation dated 09.05.2022 made by the petitioner within the time frame as may be fixed by this Court.

For Petitioner : Mr.R.Suryakumaran

For Respondent : Mr.E.Raj Thilak
Additional Public Prosecutor

O R D E R

This writ petition has been filed to direct the respondents to consider the petitioner's representation dated on 09.05.2022 and to give adequate police protection in order to conduct the cultural programme of Adal Padal on 21.05.2022 at 06.00 pm to 11.00 pm at "Sri Gangaianman Temple festival" Melvadugan Kuttai Village, Karasamangalam Post, Katpadi Taluk, Vellore District.



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

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 cultural programme in the event of Sri Gangaianman Temple situated at Melvadugan Kuttai Village, Karasamangalam Post, Katpadi Taluk, Vellore District, however with the following conditions:-

(a) The cultural programme in connection with the event of Sri Gangaianman Temple situated at Melvadugan Kuttai Village, Karasamangalam Post, Katpadi Taluk, Vellore District on 21.05.2022 between 6.00 pm to 11.00 pm.

(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 2nd respondent is directed to issue necessary permission, incorporating the above conditions.

5. With the above directions, this Writ Petition stands allowed.

Sd/-
Assistant Registrar/Vacation Officer

//True Copy//

Sub Assistant Registrar

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To

1. The Superintendent of Police,
Vellore, Vellore District - 632 012.
2. The Inspector of Police,
Katpadi Police Station, Katpadi Taluk,
Vellore District - 632 202.
3. The Public Prosecutor,
High Court, Madras.

W.P.No.13092 of 2022

JPL(CO)
RLP(19/05/2022)