



WEB COPY



W.P. No.21615 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.08.2022

CORAM:

THE HONOURABLE MR.JUSTICE N. SATHISH KUMAR

W.P. No.21615 of 2022

Thirunaukkarasu

... Petitioner

Vs.

The State rep. by

The Inspector of Police

Adhiyaman Kottai Police Station

Dharmapuri District

... Respondent

PRAYER: Writ Petition is filed under Article 226 of Constitution of India, pleased to issue a Writ of Mandamus, directing the respondent to grant permission to conduct cultural program in Arulmigu Sri Kannanur Mariamman Temple Scheduled to be held on 17.08.2022 at A.Jettihalli Village & Post, Nallampalli Taluk and Dharmapuri District by considering the petitioner's representation dated 16.08.2022.

For Petitioner : Mr.V.Sakkarapani

For Respondent : Mr.N.Muthuvel
Government Advocate (Crl. Side)



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ORDER

The Writ Petition has been filed seeking to direct the respondent to grant permission to conduct cultural program in Arulmigu Sri Kannanur Mariamman Temple Scheduled to be held on 17.08.2022 at A.Jettihalli Village & Post, Nallampalli Taluk and Dharmapuri District by considering the petitioner's representation dated 16.08.2022.

2. Heard the learned Counsel appearing for the petitioner and the learned Government Advocate (Crl. Side) appearing for the respondent.

3. The learned Government Advocate (Crl.Side) appearing for the respondent submitted that the police do 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 cultural programme. He 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 the Commissioner of Police, Superintendent of Police and all the Station Housing Officers, directing them to follow the procedure and instruct the petitioner seeking permission to conduct cultural programmes to comply with the conditions and permission may be granted subject to the



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petitioner agreeing to comply with the said conditions by filing necessary undertaking before the respondent police.

4. The respondent police is directed to grant permission for conducting the cultural programme (ie.,) Adal Padal Dance Programme as sought by the petitioner, with the following conditions:

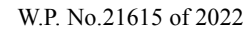
(a) The Aadal Paadal programme in connection with festival or any cultural programme, SHO should specify the time and the same shall not be later than 10.00 p.m;

(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;



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. If there is any rival claim, the police is also directed to hear the other side before granting



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permission to the petitioner. Further, the petitioner is directed to pay a sum of Rs.15,000/- (Rupees Fifteen Thousand only) to the respondent police towards bundobust charges. The uploaded copy can be utilised for the purpose of execution of the order.

6. The Writ Petition stands disposed of with the above directions.

However, there shall be no order as to costs.

17.08.2022

Index :Yes/No

Internet:Yes/No

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To

1. The Inspector of Police
Adhiyaman Kottai Police Station
Dharmapuri District

2. The Public Prosecutor,
High Court of Madras.



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N. SATHISH KUMAR, J.

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