



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.03.2022

CORAM

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THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN

W.P. (MD)No.4480 of 2022

Muthusamy

... Petitioner

Vs.

1.The Superintendent of Police,
O/o.the Superintendent of Police,
Sivagangai,
Sivagangai District.

2. The Deputy Superintendent of Police,
O/o. the Deputy Superintendent of Police,
Manamadurai Sub Division,
Manamadurai,
Sivagangai District.

3. The Inspector of Police,
Poovanthi Police Station,
Sivagangai District.

... Respondents

PRAYER:- Petition filed under Article 226 of the Constitution of India seeking a Writ of Mandamus, directing the respondents to give permission to the petitioner to conduct Kabadi tournament from 19.03.2022 to 20.03.2022 in the Playground of Kilatharai village, Manamadurai Taluk, Sivagangai District with light and sound by considering the petitioner's representation dated 08.03.2022.

For Petitioner : Mr.A.Abdul Dabur

For Respondents : Mr.R.M.Anbunithi

No.1 to 3

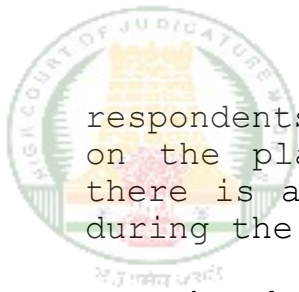
Additional Public Prosecutor

ORDER

This writ petition has been filed directing the respondents to give permission to the petitioner to conduct Kabadi tournament from 19.03.2022 to 20.03.2022 in the Playground of Kilatharai village, Manamadurai Taluk, Sivagangai District with light and sound by considering the petitioner's representation dated 08.03.2022.

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 appearing for the



respondents submits that the police does not have any reservations on the place, where the tournament is to be conducted. However, there is an apprehension that some law and order problem may arise during the tournament.

4. The respondents police are directed to grant permission for conducting the Kabadi tournament on 19.03.2022 from 08.00 a.m. to 11. p.m and 20.03.2022 from 8.00 a.m to 11.00 p.m, by enclosing the following conditions:

i) The petitioner and other participants shall not shout, raise any slogan for or against any party or party leader, any caste, community or creed;

ii) The petitioner shall ensure that no untoward incident is caused disturbing the public peace and tranquillity; iii)The petitioner shall ensure proper first aid arrangements by keeping one or two doctors in the venue; iv)The participants of "Kabadi" tournament shall not wear any form of dress showing offending slogans or picture of any communal/political leader which may cause disturbance; v)Songs praising communal leader or having communal overtones should not be played; vi)The petitioner will ensure that no flex board or hoardings depicting particular community or leader will be displayed;

vii)There should not be any Flex Boards representing any community or political leaders;

viii)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; ix)Similarly, the Police is empowered to stop the Kabadi tournament, if it exceeds beyond the permitted time;x)the participants of the tournament shall not intake any kind of toxic substance or liquor during the tournament;

xi) If there is any untoward incident took place, the village people and the organizers of the tournament be made responsible for the same; xii) The Referee must be authorized person from the District Association; and

xiii) The third respondent is at liberty to put any further restrictions or to impose any conditions purely in the interest of preserving public order and tranquillity, so as to maintain law and order and communal harmony.

xiv) The COVID-19 restrictions have now been lifted and permitted to gather not more than 50 persons for the Tournament.

xv) The third respondent is directed to strictly adhere to the Standard Operating Procedure adopted by the Government of Tamil Nadu.



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 tournament.

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

Sd/-

Assistant Registrar (AD-II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

To

- 1.The Superintendent of Police,
O/o.the Superintendent of Police,
Sivagangai,
Sivagangai District.
2. The Deputy Superintendent of Police,
O/o. the Deputy Superintendent of Police,
Manamadurai Sub Division,
Manamadurai,
Sivagangai District.
3. The Inspector of Police,
Poovanthi Police Station,
Sivagangai District.
4. The Additional Public prosecutor,
Madurai Bench of Madras High Court, Madurai

W.P. (MD)No.4480 of 2022
14.03.2022

SB(CO)
KB(17.03.2022) 3P 5C