



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.03.2022

CORAM

WEB COPY

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

W.P (MD).No. 4532 of 2022

V.Ponbanerji

.. Petitioner

Vs.

1.The Deputy Superintendent of Police
Theni District,
Theni.

2.The Inspector of Police,
Town Police Station,
Theni.

.. Respondents

Prayer:Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the 2nd respondent to grant permission and necessary protection to perform the cultural program (ie.,) Adal padal on 24.03.2022 at 07.00 pm to 10.00 pm in the evening of Panguni Thiruvizha at ''Arulmighu Sri Sorna Maha Kaliyamman Thirukoil'' Forest Road, Theni.

For Petitioner : Mr.J.Krishan Kumar

For Respondents : Mr.R.M.Anbunithi
Additional Public Prosecutor

O R D E R

The prayer in this writ petition is to direct the 2nd respondent to grant permission and necessary protection to perform the cultural program (ie.,) Adal padal on 24.03.2022 at 07.00 pm to 10.00 pm in the evening of Panguni Thiruvizha at ''Arulmighu Sri Sorna Maha Kaliyamman Thirukoil'' Forest Road, Theni.

2.Heard the learned counsel for the petitioner as well as the learned Additional Public Prosecutor appearing on behalf of the respondents.

3.In an identical matter, a Division Bench of this Court in 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 cultural program shall be restricted between 07.00 p.m. and 10.00 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.

f)The restrictions have now been lifted and permitted to gather not more than 50 persons for the festival function.'

4.This Court is of the view that similar conditions may also be imposed in the present writ petition. Consequently, the Writ Petition Stands disposed of. The second respondent is directed to strictly adhere to the Standard Operating Procedure adopted by the Government of Tamil Nadu and grant permission to the writ petitioner to conduct ''Adal Padal'' on 24.03.2022 between 07.00 pm., to 10.00 p.m., in connection with ''Panguni Thiruvizha'' of ''Arulmighu Sri Sorna Maha Kaliyamman Thirukoil'' Forest Road, Theni, subject to the aforesaid conditions.

Sd/-

Assistant Registrar (CS-I)

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/ /2022

Sub Assistant Registrar (CS)



To:

- 1.The Deputy Superintendent of Police
Theni District,
Theni.
- 2.The Inspector of Police,
Town Police Station,
Theni.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

W.P (MD) .No.4532 of 2022
15.03.2022

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