



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.03.2022

CORAM

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

W.P (MD).No.4646 of 2022

WEB COPY

Arumugam

.. Petitioner

Vs.

1.The Deputy Superintendent of Police,
Manapparai,
Trichy District.

2.The Inspector of Police,
Thuvarankurichi Police Station,
Trichy District.

.. Respondents

Prayer: Petitioner filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to grant necessary permission and provide adequate police protection to conduct the village cultural program on 19.03.2022 at about 07.00 pm to 11.00 pm as part of annual panguni temple festival of Arulmighu Balamurugan Temple, situated at Vadagampatti, Athikaram Post, Manapparai Taluk, Trichy District on the basis of the petitioner's representation dated 11.03.2022.

For Petitioner : Mr.K.Sivabalan

For Respondents : Mr.R.M.Anbunithi,
Addl. Public Prosecutor.

ORDER

The prayer in this writ petition to direct the respondents to grant necessary permission and provide adequate police protection to conduct the village cultural program on 19.03.2022 at about 07.00 pm to 11.00 p as part of annual panguni temple festival of Arulmighu Balamurugan Temple, situated at Vadagampatti, Athikaram Post, Manapparai Taluk, Trichy District on the basis of the petitioner's representation dated 11.03.2022.

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 event shall be restricted between 06.00 p.m. and 11.00 p.m.

d)If there is any violation of the above said conditions, the respondent police 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 "cultural program" in connection with "Panguni temple festival" of Arulmighu Balamurugan Temple, on 19.03.2022 between 06.00 pm., to 11.00 p.m., at Vadagampatti, Athikaram Post, Manapparai Taluk, Trichy District, subject to the aforesaid conditions.

Sd/-

Assistant Registrar(CS-III)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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To:

1.The Deputy Superintendent of Police,
Manapparai,
Trichy District.

2.The Inspector of Police,
Thuvarankurichi Police Station,
Trichy District.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.K.SIVABALAN, Advocate (SR-12537[F] dated 16/03/2022)
W.P (MD).No.4646 of 2022
16.03.2022

vr(CO)

TR(17.03.2022) 3P 5C