



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.03.2022

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

W.P(MD)No.5416 of 2022

Krishnasami

... Petitioner

Vs

1.The Superintendent of Police,
Trichirappalli District,
Trichirappalli.

2.The Deputy Superintendent of Police,
Manapparai,
Trichirappalli District.

3.The Inspector of Police,
Manapparai Police Station,
Trichirappalli District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of Constitution of India, to issue a writ of Mandamus, to direct the third respondent to grant permission to perform cultural event namely Aadal-Padal held on 27.03.2022 to 29.03.2022 in connection with the temple festival namely "Arulmigu Sree Sakthi Mariamman Kovil" situated at V.Poosaripatti, Manjampatti via, Manapparai Taluk, Trichirappalli District, on the basis of the representation of the petitioner dated 24.03.2022.

For Petitioner : Mr.K.Kevin Karan

For Respondents : Mr.R.M.Anbunithi

Additional Public Prosecutor (Crl.Side)

ORDER

The prayer in this writ petition is to direct the third respondent to grant permission to perform cultural event namely Aadal-Padal held on 27.03.2022 to 29.03.2022 in connection with the temple festival namely "Arulmigu Sree Sakthi Mariamman Kovil" situated at V.Poosaripatti, Manjampatti via, Manapparai Taluk, Trichirappalli District, on the basis of the representation of the petitioner dated 24.03.2022.

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 cultural Program shall be restricted between 8.00 a.m. and 11.00 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.

4. This Court is of the view that similar conditions may also be imposed in the present writ petition. Consequently, the Writ Petition Stands allowed. The third 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 the cultural program from 27.03.2022 to 29.03.2022 between 8.00 am., to 11.00 p.m., in Arulmigu Sree Sakthi Mariamman Kovil at V.Poosaripatti, Manjampatti via, Manapparai Taluk, Trichirappalli District, subject to the aforesaid conditions. There shall be no order as to costs.

Sd/-

Assistant Registrar(CRL SIDE)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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To

1. The Superintendent of Police,
Trichirappalli District,
Trichirappalli.



2.The Deputy Superintendent of Police,
Manapparai,
Trichirappalli District.

3.The Inspector of Police,
Manapparai Police Station,
Trichirappalli District.

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

+1 CC to M/s.K.KEVINKARAN, Advocate (SR-14639[F] dated 25/03/2022)

W.P (MD)No.5416 of 2022
25.03.2022

SJ(CO)
TR(25.03.2022) 3P 6C