



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.04.2022

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

WP (MD) . No.5952 of 2022

M.Kannan

... Petitioner

Vs

1.The Superintendent of Police,
Office of Superintendent of Police,
Madurai.

2. The Deputy Superintendent of Police,
Samayanallur Sub Division,
Madurai.

3. The Inspector of Police,
Alanganallur Police Station,
Madurai District.

... Respondents

PRAYER :- Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the 3rd Respondent to provide adequate police protection and grant permission to the Karakattam and cultural events will be conducted on 05-04-2022 and music event (Inisai kacheri) on 06-04-2022, during Panguni Festival at Sri Kaliyamman Temple, situated in the Kulamangalam village, Madurai District, based on the Petitioner's representation on 29-03-2022.

For Petitioner : Mr.V.Nagapandi
For Respondents : Mr.R.M.Anbunithi,
Additional Public Prosecutor
(Criminal Side).

O R D E R

This Writ Petition is filed to issue a Writ of Mandamus, directing the 3rd Respondent to provide adequate police protection and grant permission to the Karakattam, cultural events and music event (Inisai kacheri) will be conducted on 05-04-2022 and 06-04-2022, during Panguni Festival at Sri Kaliyamman Temple, situated in the Kulamangalam village, Madurai District, based on the Petitioner's representation on 29-03-2022.

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 therein 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 6.00 p.m. and 11.00 p.m.

d)If there is any violation of the above said conditions, the respondents 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. The petitioner is directed to pay a sum of Rs.10,000/- (Rupees Ten thousand only) as costs to the credit of Government of Tamil Nadu, CMPRF in IOB, Secretariat Branch, Chennai-9 (Account No.11720 10000 00070, IFSC Code: IOBA0001172) on or before 04.04.2022 and on receipt of the same, 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 **on 05.04.2022 and 06.04.2022 between 6.00 pm., to 11.00 p.m.,** at **Sri Kaliyamman Temple, situated in the Kulamangalam village, Madurai District,** subject to the aforesaid conditions.

5.With the above directions, this Writ Petition disposed of.

Sd/-

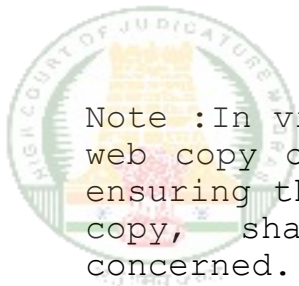
Assistant Registrar (CS-I)

// True Copy //

/ /2022

Sub Assistant Registrar (CS)

PNM



Note :In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

WEB COPY

- TO
- 1.The Superintendent of Police,
Office of Superintendent of Police,
Madurai.
 2. The Deputy Superintendent of Police,
Samayanallur Sub Division,
Madurai.
 3. The Inspector of Police,
Alanganallur Police Station,
Madurai District.
 - 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

COPY TO:

THE OFFICER INCHARGE,
THE CHIEF MINISTER PUBLIC RELIEF FUND,
SECRETARIAT,
CHENNAI - 9.

+1 CC to M/s.V.NAGAPANDI, Advocate (SR-15985[F] dated 01/04/2022)

ORDER

IN

WP(MD) No.5952 of 2022

Date : 01/04/2022

SMV(CO)

GC(01.04.2022) 3P 7C