



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.04.2022

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

WP (MD) . No.6135 of 2022

S.Sundarapandian

... Petitioner

Vs

1. The Deputy Superintendent of Police,
Sankarankovil Sub Division,
Tenkasi District.

2. The Inspector of Police,
Ayyapuram Police Station,
Tenkasi District.

...Respondents

PRAYER :- Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to grant permission and necessary protection to perform the cultural programme (i.e.) Adal Padal on the eve of Sri MahaSakthi kalamman Kovil Festival situated at Kalppalankulam, Thiruvankadam Taluk, Tenkasi District. which is to be held on 06.04.2022 from 07.00 p.m. to 11.00 p.m. and 07.04.2022 from 07.00 p.m. to 11.00 p.m. based on petitioner representation in person dated 29.03.2022.

For Petitioner : Mr.S.P.Veerapandi

For Respondents : Mr.R.M.Anbunithi

Additional Public Prosecutor

O R D E R

This Writ Petition is filed to issue a Writ of Mandamus, directing the respondents to grant permission and necessary protection to perform the cultural programme (i.e.) Adal Padal on the eve of Sri Maha Sakthi kalamman Kovil Festival situated at Kalppalankulam, Thiruvankadam Taluk, Tenkasi District, which is to be held on 06.04.2022 from 07.00 p.m. to 11.00 p.m. and 07.04.2022 from 07.00 p.m. to 11.00 p.m. based on petitioner representation in person dated 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 05.04.2022 and on receipt of the same, 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 the cultural program **on 06.04.2022 and 07.04.2022 between 6.00 pm., to 11.00 p.m.,** at **Sri Maha Sakthi kaliamman Kovil Festival situated at Kalppalankulam, Thiruvenkadam Taluk, Tenkasi District** subject to the aforesaid conditions.

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

Sd/-

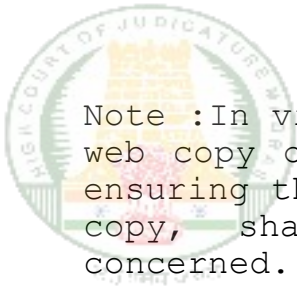
Assistant Registrar (CS-II)

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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.

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- TO
1. The Deputy Superintendent of Police,
Sankarankovil Sub Division,
Tenkasi District.
 2. The Inspector of Police,
Ayyapuram Police Station,
Tenkasi District.
 3. 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.P.VEERAPANDI, Advocate (SR-16393[F] dated 04/04/2022)

ORDER

IN

WP(MD) No.6135 of 2022

Date : 04.04.2022

SE (CO)

GC (05.04.2022) 3P 6C