



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.04.2022

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THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

W.P (MD) No.7840 of 2022

Chelldurai

... Petitioner

Vs

1. The Deputy Superintendent of Police,
Pattukottai, Thanjavur District.

2. The Inspector of Police,
Thiruchitrambalam Police Station,
Thanjavur District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of Constitution of India, to issue a writ of Mandamus, to direct the respondents to grant permission and protection for cultural event, namely, Adalpandal scheduled to be held on 24.04.2022 and 25.04.2022 at night in connection with "Chithirai Festival" in Arulmigu Sri Muthumariamman Temple at Punavasal Village, Pattukottai Taluk, Thanjavur District by considering the petitioner's representation, dated 11.04.2022.

For Petitioner : Mr.K.Veilmuthu

For Respondents : Mr.R.M.Anbunithi

Additional Public Prosecutor (Crl.Side)

ORDER

The prayer in this writ petition is to direct the respondents to grant permission and protection for cultural event, namely, Adalpandal scheduled to be held on 24.04.2022 and 25.04.2022 at night in connection with "Chithirai Festival" in Arulmigu Sri Muthumariamman Temple at Punavasal Village, Pattukottai Taluk, Thanjavur District by considering the petitioner's representation, dated 11.04.2022.

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 aadal padal Program shall be restricted between 6.00 pm., 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. Consequently, the Writ Petition Stands disposed of. 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 23.04.2022 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 24.04.2022 and 25.04.2022 between 6.00 p.m., and 11.00 p.m., in Arulmigu Sri Muthumariamman Temple at Punavasal Village, Pattukottai Taluk, Thanjavur District subject to the aforesaid conditions.

Sd/-

Assistant Registrar (AD-II)

// True Copy //

22/04/2022

Sub Assistant Registrar(CS)

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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.



To

1. The Deputy Superintendent of Police,
Pattukottai,
Thanjavur District.
2. The Inspector of Police,
Thiruchitrambalam Police Station,
Thanjavur District.
3. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

COPY TO :

The Joint Secretary to Government,
CMPRF (Finance Department),
Secretariat Branch,
Chennai-9.

W.P (MD) No.7840 of 2022

22.04.2022

USK/22.04.2022/3P/5C