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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 28.04.2022

CORAM

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

W.P (MD).No.8576 of 2022

K.Gopinathan ... Petitioner

Vs.

1.The Superintendent of Police,
Office of the Superintendent of Police,
Thanjavur.

2.The Inspector of Police,
Kabbisthalam Police Station,
Papanasam Taluk,
Thanjavur District. ....Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying to issue a writ of mandamus, directing the respondents herein to provide adequate police protection during the conduct of the Thirukalyanam, procession of Palkudam and also Veedhi Ula on 29.04.2022 and 30.04.2022 by considering the petitioner's representation, dated 26.04.2022.

For Petitioner : Mr.B.Jameel Arasu
For Respondents : Mr.R.M.Anbunithi
Additional Public Prosecutor

O R D E R

The prayer in this writ petition is to direct the respondents herein to grant permission and to provide police protection to conduct of the Thirukalyanam, procession of Palkudam and also Veedhi Ula on 29.04.2022 and 30.04.2022 by considering the petitioner's representation, dated 26.04.2022.

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:

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"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 allowed. 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 29.04.2022 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 Thirukalyanam, procession of Palkudam and also Veedhi Ula on 29.04.2022 and 30.04.2022 between 6.00 p.m., and 11.00 p.m., subject to the aforesaid conditions. There shall be no order as to costs.

Sd/-

Assistant Registrar(AS)

// True Copy //

28/04/2022

Sub Assistant Registrar(CS)

btr

To

1.The Superintendent of Police,
Office of the Superintendent of Police,
Thanjavur.

2.The Inspector of Police,
Kabbisthalam Police Station,
Papanasam Taluk,
Thanjavur District.

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

Copy to
The Officer Incharge,
Chief Ministers Public Relief Fund,
Finance(CMPRF) Department, Government of Tamil Nadu,
Secretariat, Chennai 600 009.

W.P (MD).No.8576 of 2022
28.04.2022

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