



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11.05.2022

CORAM

THE HONOURABLE MR. JUSTICE M.DHANDAPANI

W.P (MD).No.9592 of 2022

T.Vairavamoorthy

... Petitioner

Vs.

1.The Deputy Superintendent of Police,
Sivagangai District,
Sivagangai.

2.The Inspector of Police,
Mathagupatti Police Station,
Sivagangai District.

...Respondents

Prayer:Petition filed under Article 226 of the Constitution of India praying to issue a writ of mandamus, directing the second respondent to grant permission and necessary protection to perform the cultural program ie. Adal Padal on 13.05.2022 at 07.00 pm., to 10.00 pm., in the evening of Arulmigu Paganeri Sri Paratha Vinayagar Thirukovil Kavadi Eaduppu Thiruvila, Arulananthar Street, Palaiyavalavu Paganeri, Sivagangai District.

For Petitioner	: Mr.J.Krishnakumar
For Respondents	: Mr.A.Albert James, Government Advocate (Crl.side)

O R D E R

The prayer in this writ petition is to direct the second respondent herein to grant permission and to provide police protection to conduct the festival followed by cultural programs including the dance program (Adal Padal) schedule to be at 07.00 pm., to 10.00 pm, on 13.05.2022 at Arulmigu Paganeri Sri Paratha Vinayagar Thirukovil Kavadi Eaduppu Thiruvila, Arulananthar Street, Palaiyavalavu Paganeri, Sivagangai District.

2. Heard the learned counsel for the petitioner as well as the learned Government Advocate (crl.side) 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.

4. In view of the above decision rendered by the Hon'ble Division Bench of this Court, this Court is inclined to extend the very same relief to the petitioner. Accordingly this Writ petition is disposed of with the following conditions:-

"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 8.00 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"

f) 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 festival followed by cultural programs including the dance program (Adal Padal) on 13.05.2022 between 8.00 p.m., and 11.00 p.m., at Arulmigu Paganeri Sri Paratha Vinayagar Thirukovil Kavadi Eaduppu Thiruvila, Arulananthar Street, Palaiyavalavu Paganeri, Sivagangai District subject to the aforesaid conditions.

There shall be no order as to costs.

Sd/-

Vacation Officer (crl side)

// True Copy //

12/05/2022

Sub Assistant Registrar(CS)

NOTE:

To

1.The Deputy Superintendent of Police,
Sivagangai District,
Sivagangai.



2.The Inspector of Police,
Mathagupatti Police Station,
Sivagangai District.

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

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SVS (CO)
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