



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 11.05.2022

CORAM

THE HONOURABLE **MR. JUSTICE M.DHANDAPANI**

W.P (MD).No.9660 of 2022

R.Periyasamy

... Petitioner

Vs.

1.The Deputy Superintendent of Police,
Puliyangudi, Tenkasi District.

2.The Sub Inspector of Police,
Sernthamaram Police Station,
Tenkasi District.

...Respondents

Prayer:Petition filed under Article 226 of the Constitution of India praying to issue a writ of mandamus, directing the respondents to grant permission to conduct musical programme on 13.05.2022 (from 07.00pm., to 12.00am.,) in connection with the festival of Arulmigu Sri Periyasamy Sastha, Karuppusamy, Muniyasamy, Uchimahakaliamman Temple situated at Poikai Village, Kadayanallur Taluk, Tenkasi District.

For Petitioner	: Mr.R.J.Karthick
For Respondents	: Mr.K.Sanjai Gandhi
	Government Advocate (Crl.side)

O R D E R

The prayer in this writ petition is to direct the respondents to grant permission to conduct musical programme on 13.05.2022 (from 07.00pm., to 12.00am.,) in connection with the festival of Arulmigu Sri Periyasamy Sastha, Karuppusamy, Muniyasamy, Uchimahakaliamman Temple situated at Poikai Village, Kadayanallur Taluk, Tenkasi 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. 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.

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b)There shall not be any obscene or vulgar scenes during the musical programme by any one of the participants or others.

c)The musical Program shall be restricted between 08.00 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 musical programme on 13.05.2022 between 08.00 p.m., and 11.00 p.m., at Arulmigu Sri Periyasamy Sastha, Karuppusamy, Muniyasamy, Uchimahakaliyamman Temple situated at Poikai Village, Kadayanallur Taluk, Tenkasi District subject to the aforesaid conditions. There shall be no order as to costs.

Sd/-

Assistant Registrar (Vaccation
Officer)

// True Copy //

12/05/2022

Sub Assistant Registrar(CS)

rmk

To

1.The Deputy Superintendent of Police,
Puliyangudi, Tenkasi District.

2.The Sub Inspector of Police,
Sernthamaram Police Station,
Tenkasi District.



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

+1 CC to M/s.R.J.KARTHICK, Advocate (SR-23619[F] dated 11/05/2022)

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11.05.2022

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