



WEB COPY

W.P (MD).No. 9711 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11.05.2022

CORAM

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

W.P (MD).No. 9711 of 2022

Muthukumar

... Petitioner

Vs.

1. The Superintendent of Police,
Pudukottai District.

2. The Inspector of Police,
Vellannur Police Station,
Pudukottai District.

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, to direct the respondents to grant permission to perform Gramia Kalai Nigalchi celebrated on 20.05.2022 at 09.00 pm to 12.00 pm on the basis of petitioner's representation, dated 09.05.2022 in connection with the Vaikasi Festival at Sri Sastha Thirukovil, Keelamuthukadu, Cauvery Nagar, Kulathur Taluk, Pudukottai District.

For Petitioner : Mr.P.Ganapathy Subramanian

For Respondents: Mr.R.Suresh Kumar

Government Advocate (Crl.Side)

O R D E R

The prayer in this writ petition is to direct the respondents to grant permission to perform Gramia Kalai Nigalchi celebrated on 20.05.2022 at 09.00 pm to 12.00 pm on the basis of petitioner's representation, dated 09.05.2022 in connection with the Vaikasi Festival at Sri Sastha Thirukovil, Keelamuthukadu, Cauvery Nagar, Kulathur Taluk, Pudukottai District.

2. Heard the learned counsel for the petitioner as well as the learned Government Advocate (Criminal 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.

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 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 ''Vaikasi'' festival followed by cultural programs on 20.05.2022 between 08.00 p.m., and 11.00 p.m., at Sri Sastha Thirukovil, Keelamuthukadu, Cauvery Nagar, Kulathur Taluk, Pudukottai District subject to the aforesaid conditions. There shall be no order as to costs.

Sd/-

Vacation Officer
Assistant Registrar (CS-I)

// True Copy //

/ /2022
Sub Assistant Registrar(CS)



To

1. The Superintendent of Police,
Pudukottai District.

2. The Inspector of Police,
Vellannur Police Station,
Pudukottai District.

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

+1CCtoM/s.P.GANAPATHI SUBRAMANIAN, Advocate (SR-23647[F]
dated 11/05/2022)

ORDER MADE IN
W.P (MD) .No. 9711 of 2022
11.05.2022

PKP/17.05.2022/3P/5C