

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.10.2022

CORAM :

THE HON'BLE MR.JUSTICE SATHI KUMAR SUKUMARA KURUP

W.P(MD)No.23585 of 2022

Poornakumar

...Petitioner

Vs.

1.The Deputy Superintendent of Police
Srivaikundam, Thoothukudi District

2. The Inspector of Police
Srivaikundam Police Station
Thoothukudi District

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the Respondents to grant permission and police protection to conduct Kabbadi Tournament from 14.10.2022 to 15.10.2022 at Sudalaimada Swamy Kovil Thidal, Srimoolakarai Naduvor Village, Srivaikundam Taluk, Thoothukudi District

For Petitioner : Mr.S.Selvakumar

For Respondents : Mr.R.Sivakumar
Government Advocate(Crl.Side)

ORDER

This Writ Petition has been filed seeking issuance of a writ of Mandamus directing the Respondents to grant permission and police protection to conduct Kabadi Tournament from 14.10.2022 to 15.10.2022 at Sudalaimada Swamy Kovil Thidal, Srimoolakarai Naduvoor Village, Srivaikundam Taluk, Thoothukudi District

2. The learned Government Advocate(Crl.Side) would submit that in the year 2014 in a similar kabadi tournament, there was group clash between two groups.

3. The learned Counsel for the Petitioner would submit that the incident took place in the year 2014 and this year no such untoward incidents will happen and they are ready to abide by any conditions imposed by this Court.

4. Considering the statement of the learned Government Advocate (Crl.side), the respondent police are directed to grant permission for conducting the Kabadi tournament on 14.10.2022 and 15.10.2022, by enclosing the following conditions:

i) *The petitioner and other participants shall not shout, raise any slogan for or against any party or party leader, any caste, community or creed;*

ii) *The petitioner shall ensure that no untoward incident is caused disturbing the public peace and tranquillity;*

iii) *The petitioner shall ensure proper first aid arrangements by keeping one or two doctors in the venue;*

iv) *The participants of “Kabadi” tournament shall not wear any form of dress showing offending slogans or picture of any communal/political leader which may cause disturbance;*

v) *Songs praising communal leader or having communal overtones should not be played;*

vi) *The petitioner will ensure that no flex board or hoardings depicting particular community or leader will be displayed;*

vii) *There should not be any Flex Boards representing any community or political leaders;*

viii) *If there is any violation of any one of the conditions imposed, the Police Officer concerned is at liberty to take necessary action, as per law and stop such performance;*

ix) *Similarly, the Police is empowered to stop the Kabadi tournament, if it exceeds beyond the permitted time;*

x) *the participants of the tournament shall not*

partake any kind of toxic substance or liquor during the tournament;

xi) If there is any untoward incident taking place, the village people and the organizers of the tournament be made responsible for the same;

xii) The Refree must be authorized person from the District Association; and

xiii) The second respondent is at liberty to put any further restrictions or to impose any conditions purely in the interest of preserving public order and tranquillity, so as to maintain law and order and communal harmony.

5. Accordingly, this Writ Petition is disposed of. No costs.

13.10.2022

Index :Yes/No

Internet: Yes/No

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Note: Issue Order Copy on 13.10.2022

To

- 1.The Deputy Superintendent of Police
Srivaikundam, Thoothukudi District
2. The Inspector of Police
Srivaikundam Police Station
Thoothukudi District
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

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SATHI KUMAR SUKUMARA KURUP, J.

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