



W.P(MD)No.23666 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.10.2022

CORAM :

THE HON'BLE MR.JUSTICE **SATHI KUMAR SUKUMARA KURUP**

W.P(MD)No.23666 of 2022

V.Selvam

...Petitioner

Vs.

- 1.The Collector,
Madurai District, Madurai.
- 2.The Superintendent of Police,
Madurai District, Madurai.
- 3.The Deputy Superintendent of Police,
Melur, Madurai District.
- 4.The Inspector of Police,
Melavalavu Police Station,
Madurai District.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari to call for the records order passed by the fourth Respondent and to quash the same as illegal pertaining to the order of the Respondents to grant permission to conduct the "Kabaddi Match" on 15.10.2022, 10. p.m., to till 16.10.2022 10 p.m., at North Gandhiji Street, A.Vellalapatti, Melur Taluk, Madurai District.



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W.P(MD)No.23666 of 2022

For Petitioner : Mr.K.Palamurugan
For R1 : Mrs.Christy Theboral
Additional Government Pleader
For R2 to R4 : Mr.R.Sivakumar
Government Advocate (Crl.side)

ORDER

This Writ Petition has been filed seeking issuance of a Writ of Certiorari to quash the impugned order passed by the fourth Respondent and to direct the Respondents to grant permission to conduct the "Kabaddi Match" on 15.10.2022, 10. p.m., to till 16.10.2022 10 p.m., at North Gandhiji Street, A.Vellalapatti, Melur Taluk, Madurai District

2.The learned Government Advocate (Crl.side) submitted that Kabadi Match should not go beyond 10'O clock in the night and it should not exceed the day.

3. The learned Counsel for the Petitioner would submit that this Court had already passed an order in WP(MD) No.19266 of 2019 dated 05.09.2019, based on which, the Deputy Superintendent of Police, Nanguneri Sub Division has issued proceedings.



W.P(MD)No.23666 of 2022

4. The same holds good for the present also.

4A. The Respondent Police are directed to grant permission to the Petitioner for conducting the Kabadi tournament on 15.10.2022 from 08.00 am to 10.00 pm 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;



W.P(MD)No.23666 of 2022

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 Referee 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 allowed. No costs.

14.10.2022

Index :Yes/No

cmr

Note: Issue Order Copy on 14.10.2022



W.P(MD)No.23666 of 2022

WEB COPY

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- 3.The Deputy Superintendent of Police,
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- 4.The Inspector of Police,
Melavalavu Police Station,
Madurai District.
- 5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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W.P(MD)No.23666 of 2022

SATHI KUMAR SUKUMARA KURUP, J.

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W.P(MD).No.23666 of 2022

14.10.2022