



W.P.No.14259 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.05.2023

CORAM

THE HONOURABLE Mr.JUSTICE G.K.ILANTHIRAIYAN

W.P.No.14259 of 2023

J.Sekar

... Petitioner

Vs.

1. The Superintendent of Police,
Thiruvarur,
Thiruvarur District – 610 004.

2.The Inspector of Police,
Edaiyur Police Station,
Thiruthuraipoondi Taluk,
Thiruvarur District – 614 703.

... Respondents

Prayer:- Writ petition has been filed under Article 226 of the Constitution of India praying for the issuance of Writ of Mandamus, directing the first and second respondents to grant permission and police protection to conduct Cultural programme (Adal Padal Nigalchi) in the event of “Sri Kathavarayaswamy, Sri Kottai Kaliamman & Sri Periyachi Amman Temple



W.P.No.14259 of 2023

Festival” Kunnalur Village, Kunnalur Post, Thiruthuraipoondi Taluk, Thiruvarur District on 29.05.2023 between 06.00 PM to 11.00 PM by considering the petitioner's representation dated 20.03.2023.

For Petitioner : Mr.R.Suryakumaran

For Respondents : Mr.S.Santhosh
Government Advocate (Crl. Side)

ORDER

Seeking permission to conduct cultural programme in the event of **“Sri Kathavarayaswamy, Sri Kottai Kaliamman & Sri Periyachi Amman Temple Festival” in Kunnalur Village, Kunnalur Post, Thiruthuraipoondi Taluk, Thiruvarur District**, the petitioner made a representation dated **20.03.2023** to the respondents. As the same has not been considered, the present Writ petition has been filed.

2. By consent, the writ petition itself is taken up for final disposal.

3. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl. Side) appearing for the respondents.



W.P.No.14259 of 2023

4. Learned Government Advocate (Crl. Side), on instructions, would

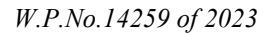
submit that there is likelihood of arising law and order problem.

5. A mere apprehension cannot be a ground to reject the representation. There is absolutely no material before this Court to hold that there will be a law and order problem in the event of permission being granted. In such view of the matter, the petitioner is permitted to conduct cultural programme in the event of **“Sri Kathavarayaswamy, Sri Kottai Kalamman & Sri Periyachi Amman Temple Festival” in Kunnalur Village, Kunnalur Post, Thiruthuraipoondi Taluk, Thiruvarur District,** however with the following conditions:-

(a) The cultural programme in connection with the event of **“Sri Kathavarayaswamy, Sri Kottai Kalamman & Sri Periyachi Amman Temple Festival” in Kunnalur Village, Kunnalur Post, Thiruthuraipoondi Taluk, Thiruvarur District,** shall be conducted on **29.05.2023 between 06.00 p.m., to 10.00 p.m.**

(b) Each of the petitioners shall pay a sum of Rs.10,000/- (Rupees Ten thousand only) each, as charges, to the respondent Police and on receipt of the same, the respondent Police is directed to issue receipt and proceed further.

(c) There should not be any kind of obscene dance or vulgar dialogues



(d) Double meaning songs should not be played so as to spoil the minds of students and youths.

(f) No flex boards in support of any political party or communal leader, shall be erected at the premises of the programme.

(h) If there is violation of any one of the conditions imposed, the concerned police officer is at liberty to take necessary action, as per law and stop such performance forthwith; and

(i) Similarly, the second respondent police is directed to stop the dance programme, if it is played beyond the permitted time limit.

(j) The second respondent is directed to issue necessary permission, incorporating the above conditions.

6. With the above directions, this Writ Petition stands allowed.

There shall be no order as to costs. The uploaded copy can be utilized for the purpose of execution of the Order.

04.05.2023

drl
Internet:Yes
Index:Yes/No
Speaking/Non speaking order



WEB COPY



W.P.No.14259 of 2023

To

1. The Superintendent of Police,
Thiruvarur,
Thiruvarur District – 610 004.
2. The Inspector of Police,
Edaiyur Police Station,
Thiruthuraipoondi Taluk,
Thiruvarur District – 614 703.
3. The Public Prosecutor
High Court, Madras.



WEB COPY



W.P.No.14259 of 2023

G.K.ILANTHIRAIYAN, J.

drl

W.P.No.14259 of 2023

04.05.2023