



W.P.(MD) No.17009 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.07.2023

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THE HONOURABLE DR.JUSTICE D.NAGARJUN

W.P.(MD) No.17009 of 2023

S.Krishnan

... Petitioner

/vs./

1.The Deputy Superintendent of Police,
Sivagangai Town, Sivagangai District.

2.The Inspector of Police,
Sivagangai Town Police Station,
Sivagangai Town,
Sivagangai District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorarified Mandamus, to call for the records of impugned order passed by the 2nd respondent dated 11.07.2023 and quash the same as illegal and consecutively grant permission and necessary protection to perform the cultural program (i.e.,) Adal Padal on 14.07.2023 at 07.00 PM to 10.00 PM in the evening of 'Urtchava Thiruvizha' at Arulmigu Sri Gangathara Vinayagar Thirukovil at Near Railway Station, Sivagangai District.



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For Petitioner : Mr.J.Krishnakumar

For Respondents : Mr.B.Thanga Aravindh
Government Advocate (Crl.side)

ORDER

This petition is filed seeking for a direction to the respondent police to grant permission and protection for conducting the cultural programme, i.e., Adal Padal Programme on 14.07.2023 between 07.00 PM to 10.00 PM.

2. It is submitted by the learned counsel for the petitioner that for long time this Programme is being organized every year with the permission of the police. Even if sometimes police permission is denied, the petitioner has approached this High Court and got the permission. So far as Adal Padal Programme to be organized on 14.07.2023 is concerned, the petitioner has made a representation dated 11.07.2023 in person seeking permission to conduct the dance Programme. However, permission was declined vide impugned order stating that it is very difficult to provide police protection on account of big festival going on now.



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3. The learned Government Advocate (Crl. Side) after getting instructions from respondent police during lunch time submits that the petitioner is seeking permission to perform the Adal Padal Programme today. Today, there is festival in a Temple where police are expecting that about 8 to 9 lakhs people / devotees would assemble. According to the learned Government Advocate (Criminal Side), one thousand police have been deputed to maintain law and order and provide suitable security in the festival. It is submitted that since all the Police personnel are maintaining law and order today, it is difficult for the respondent police to provide police protection for the Adal Padal Programme today and he has reported that, in case, it is performed day after tomorrow, they don't have objection for providing police protection.

4. The learned counsel appearing for the petitioner has also agreed that in case the permission is granted, they would conduct the Programme day after tomorrow, i.e., on 16.07.2023.

5. Considering the submissions made above, the respondent police are directed to provide permission to the petitioner to conduct Adal Padal Programme



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day after tomorrow, i.e., on 16.07.2023 between 07.00 PM to 10.00 PM instead of 14.07.2023 as sought for, subject to the guidelines issued vide proceedings in Rc. 007301/Genl.(1)/2019 dated 09.04.2019.

5.With the above direction, the Writ Petition is disposed of. No costs.

14.07.2023

Speaking : Yes / No
NCC : Yes / No
Index : Yes / No

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Note : Issue order copy on 14.07.2023

To

- 1.The Deputy Superintendent of Police,
Sivagangai Town, Sivagangai District.
- 2.The Inspector of Police,
Sivagangai Town Police Station,
Sivagangai Town,
Sivagangai District.



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DR.D.NAGARJUN, J.

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