

S.Chellamuthu Vs. Inspector of Police of Moolanur Police Station

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Court : Chennai

Decided On : May-16-2013

Judge : M.Venugopal

Appellant : S.Chellamuthu

Respondent : inspector of Police of Moolanur Police Station

Judgement :

IN THE HIGH COURT OF JUDICATURE AT MADRAS DATED: 16.05.2013
CORAM THE HONOURABLE MR.JUSTICE M.VENUGOPAL Writ Petition
No.14185 of 2013 S.Chellamuthu .Petitioner Vs The Inspector of Police, Moolanur
Police Station, Moolanur, Tirupur District.Respondent Prayer:-Writ Petition filed
under Article 226 of the Constitution of India praying for issuance of a Writ of
Mandamus, directing the respondent to give permission to conduct the dance
programme and Adal padal in the event of Sammangarai Muniyappansamy Koil
Thiruvizha on 28.05.2013 at Sammangarai, M.Kumarapalayam Village, Moolanur
Union, Dharapuram Taluk, Tiruppur District.

For Petitioner : Mr.C.S.Saravanan For Respondent : Mr.R.Rajeswaran Special
Government Pleader

ORDER

The Petitioner sent a representation, dated 04.05.2013, to the Respondent/The
Inspector of Police, Moolanur Police Station, Moolanur, Tirupur District for

conducting cultural programmes like village dance, which is scheduled to be held on 28.05.2013.

2. According to the Learned Counsel for the Petitioner, the Respondent/Police has not passed any orders based on his representation, dated 04.05.2013.

3. In view of the fact that no orders have been passed by the Respondent/Police based on the representation of the Petitioner dated 04.05.2013, the Petitioner has been perforced to project the present Writ Petition before this Court seeking for issuance of an order in directing the Respondent in granting permission to conduct a cultural programme to be held on 28.05.2013 in the event of Sammangarai Muniyappansamy Koil Thiruvizha at Sammangarai, M.Kumarapalayam Village, Moolanur Union, Dharapuram Taluk, Tiruppur District.

4. This Court has heard the Learned Counsel appearing for the Petitioner and the Learned Special Government Pleader appearing for the Respondent and also looked into the relevant typed set of papers filed before this Court in this Writ Petition.

5. On a careful consideration of respective contentions, this Court is inclined to direct the Respondent to consider the representation of the Petitioner dated 04.05.2013 in regard to the conduct of the cultural programme to be held on 28.05.2013, as made mention of in his representation and to pass appropriate orders in according permission to the Petitioner to conduct the cultural programme to be held on 28.05.2013 in the event of Sammangarai Muniyappansamy Koil Thiruvizha on 28.05.2013 at Sammangarai, M.Kumarapalayam Village, Moolanur Union, Dharapuram Taluk, Tiruppur District between 7.00 p.m. and 10.00 p.m. subject to the following conditions:- (a) The cultural programme should be conducted by the Petitioner in an organised and serene manner without causing any law and order problem.

(b) The Petitioner is directed to file an affidavit before the respondent/Police that there will not be any obscene or vulgar dance during the performance by any one of the prospective participants or otheRs. as the case may be.

(c)The dance programme is restricted between 7.00 p.m.and 10.00 p.m.on 28.05.2013.

6.If the Petitioner violates any one of the aforesaid conditions, the Respondent/Police or the duly Authorised Officer on his behalf is empowered to take necessary action in accordance with law and in the manner known to law (including the one under the Indecent Representation of Women (Prohibition) Act, 1986 (60 of 1986) and put an end to such performance.

If the programme exceeds the permitted time limit, viz., 10.00 p.m.on 28.05.2013, then the Respondent/Police is directed to immediately stop the cultural/dance/drama programme.

7.With the above directions, the Writ Petition is disposed of.

No costs.

Bs/vri To The Inspector of Police, Moolanur Police Station, Moolanur, Tirupur District

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