

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 26.09.2016

CORAM

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

W.P.Nos.33673 of 2016

&

W.M.P.No.29058 of 2016

M/s. Taksuu Bali Spa Pvt Ltd.,
Rep by its partner
Mr.Thangavelu Muruganantham
No.114/130, Venkatasamy Road
RS Puram
Coimbatore

... Petitioner

Vs

1.The State Rep. by its
Director General of Police
Santhome
Chennai-600 004

2.The Commissioner of Police
Coimbatore District
Coimbatore

... Respondents

Prayer: This Writ Petition is filed under Article 226 of the Constitution of India, seeking for a Writ of Mandamus, forbearing the respondents, their men, subordinates or anyone acting on their behalf from in any manner interfering with the petitioner's peaceful and lawful business of the Taksuu Bali Spa Private Limited except by due process of law.

For Petitioner : Mr.A.P.Sathyamurthy

For Respondents : Mr.A.N.Thambidurai, Spl.G.P.

O R D E R

In this writ petition, petitioner seeks a writ of mandamus to forbear the respondents, from interfering with the petitioner's peaceful and lawful business of running a Spa.

2. Petitioner submitted a representation to the respondents on 08.08.2016 and the same is still pending. Learned counsel for petitioner would place reliance on earlier orders passed by this Court and in particular in the case of Masti Health and Beauty Private Limited vs. Commissioner of

Police, Chennai City reported in 2015 1 MLJ 308 and following the said decision a writ petition filed by M/s. Royal Health Spa vs. Director General of Police in W.P.No.25841 of 2016 dated 25.07.2016 was disposed of by directing the authorities to consider the representation and pass orders and communicate the same to the petitioner making it clear that under the guise of carrying on business the petitioner should not indulge in any immoral or illegal activity detrimental to law and order or public interest. Therefore, this Court is also inclined to dispose of the writ petition on similar lines.

3. In the light of the above facts and circumstances, this Court directs the respondents to consider and dispose of the petitioner's representation dated 08.08.2016 in accordance with law after taking note of the guidelines given in the above said order and pass orders within a period of eight weeks from the date of receipt of a copy of this order and communicate the decision taken to the petitioner. It is also made clear that the petitioner under the guise of carrying on business, shall not indulge in any immoral or illegal activity detrimental to law and order or public interest and in that even, it is open to the respondents to take appropriate action in accordance with law against the violators concerned.

The writ petition is disposed of accordingly. No costs. Connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

To

1.The General of Police
Santhome
Chennai-600 004

2.The Commissioner of Police
Coimbatore District
Coimbatore

+1cc to Mr.A.P.Sathyamurthy, Advocate, S.R.No.54804

(CO) svi
Cp(21/10/2016)

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