



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.01.2018

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WEB COPY

THE HONOURABLE MR.JUSTICE P.RAJAMANICKAM

W.P.(MD)Nos.23298 to 23301 of 2017

and

W.M.P.(MD)Nos.19582, 19583, 19584 and 19585 of 2017

W.P.(MD)No.23298 of 2017:

D.Nagalingam

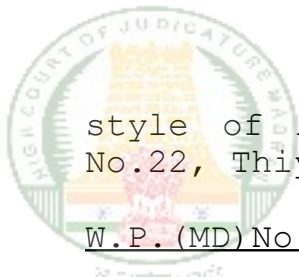
..Petitioner

Vs.

- 1.The State of Tamil Nadu,
Rep. By its Secretary to Government,
Home Department,
Fort St. George,
Chennai-600 009.
- 2.The State of Tamil Nadu,
Rep. By its Commissioner and Secretary to Government,
Health and Family Welfare Department,
Fort St. George,
Chennai-600 009.
- 3.The Director General of Police,
Kamarajar Road,
Mylapore,
Chennai-600 004.
- 4.The Registrar,
Tamil Nadu Board of Indian Medicine,
Arignar Anna Government Hospital of
Indian Medicine Campus,
Arumbakkam,
Chennai-600 106.
- 5.The Inspector of Police,
South Police Station,
Kumbum, Tamil Nadu-625 516.

.. Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the Director General of Police, Kamarajar Road, Mylapore, Chennai-600 004, namely the third respondent herein from initiating any police action by labelling him as unqualified as he is a Registered Indian Medical Practitioner and thus ensure the safety of his profession in the field of Indian System of Medicine in Ayurvedha in the name and



style of Arunthamil Sanmarga Vaidiya Salai, at Door No.53, Ward No.22, Thiyaigai Venkatachalam Street, Kumbum, Tamil Nadu - 6255 516.

W.P. (MD) No.23299 of 2017:

P.Selvakumar

..Petitioner

Vs.

- 1.The State of Tamil Nadu,
Rep. By its Secretary to Government,
Home Department,
Fort St. George,
Chennai-600 009.
- 2.The State of Tamil Nadu,
Rep. By its Commissioner and Secretary to Government,
Health and Family Welfare Department,
Fort St. George,
Chennai-600 009.
- 3.The Director General of Police,
Kamarajar Road,
Mylapore,
Chennai-600 004.
- 4.The Registrar,
Tamil Nadu Board of Indian Medicine,
Arignar Anna Government Hospital of
Indian Medicine Campus,
Arumbakkam,
Chennai-600 106.
- 5.The Inspector of Police,
Tirumangalam Police Station,
Tirumangalam, Madurai.

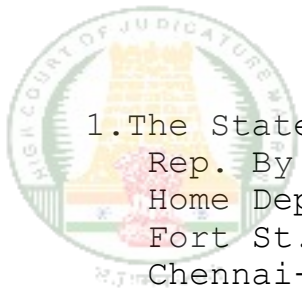
.. Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the Director General of Police, Kamarajar Road, Mylapore, Chennai-600 004, namely the third respondent herein from initiating any police action by labelling him as unqualified as he is a Registered Indian Medical Practitioner and thus ensure the safety of his profession in the field of Indian System of Medicine in Ayurvedha in the name and style of Raja Siddha Maruthakam at No.3/1A, Tharumathupatti, Kappalur Post, Thirumangalam, Madurai.

W.P. (MD) No.23300 of 2017:

C.N.Rajadurai

..Petitioner



1.The State of Tamil Nadu,
Rep. By its Secretary to Government,
Home Department,
Fort St. George,
Chennai-600 009.

2.The State of Tamil Nadu,
Rep. By its Commissioner and Secretary to Government,
Health and Family Welfare Department,
Fort St. George,
Chennai-600 009.

3.The Director General of Police,
Kamarajar Road,
Mylapore,
Chennai-600 004.

4.The Registrar,
Tamil Nadu Board of Indian Medicine,
Arignar Anna Government Hospital of
Indian Medicine Campus,
Arumbakkam,
Chennai-600 106.

5.The Inspector of Police,
Kenikarai Police Station,
Collector Officer Complex,
Ramanathapuram,
Tamil Nadu-623 503.

.. Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the Director General of Police, Kamarajar Road, Mylapore, Chennai-600 004, namely the third respondent herein from initiating any police action by labelling him as unqualified as he is a Registered Indian Medical Practitioner and thus ensure the safety of his profession in the field of Indian System of Medicine in Ayurvedha at No.2681, Rameswaram Main Road, Near, Collector Office, Ramanathapuram, Tamil Nadu - 623 503.

W.P.(MD)No.23301 of 2017:

K.S.Subbaiah

..Petitioner

Vs.

1.The State of Tamil Nadu,
Rep. By its Secretary to Government,
Home Department,
Fort St. George,
Chennai-600 009.



2.The State of Tamil Nadu,
Rep. By its Commissioner and Secretary to Government,
Health and Family Welfare Department,
Fort St. George,
Chennai-600 009.

3.The Director General of Police,
Kamarajar Road,
Mylapore,
Chennai-600 004.

4.The Registrar,
Tamil Nadu Board of Indian Medicine,
Arignar Anna Government Hospital of
Indian Medicine Campus,
Arumbakkam,
Chennai-600 106.

5.The Inspector of Police,
B11, Police Station,
7th Cross, Thillai Nagar,
Trichy-620 018.

.. Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the Director General of Police, Kamarajar Road, Mylapore, Chennai-600 004, namely the third respondent herein from initiating any police action by labelling him as unqualified as he is a Registered Indian Medical Practitioner and thus ensure the safety of his profession in the field of Indian System of Medicine in Ayurvedha in the name and style of Karthick Vaidyasala, 43/6, 7th Cross, Thillai Nagar, Trichy-620 018.

For Petitioners in all W.P.s

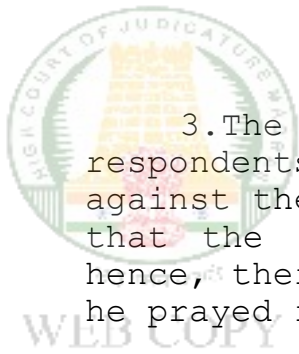
: Mr.D.Ashok kumar

For Respondents 1 to 5 in all W.P.s : Mr.N.S.Karthikeyan
Additional Government Pleader

COMMON ORDER

These Writ petitions have been filed to direct the respondents not to from initiate any police action labelling them unqualified as they are Registered Indian Medical Practitioners.

2.The learned counsel for the petitioners submitted that the petitioners are Registered Indian Medical Practitioners in the field of Ayurvedha. He would further submit that the petitioners are not dealing with Allopathy medicines, however, the respondents calling upon the petitioners for enquiry and threatened that a case will be filed against them, as if, they have been practicing as Allopathy Doctors. Hence, he prayed to give suitable direction to the respondents.



3.The learned Additional Government Pleader appearing for the respondents 1 to 5 submitted that no complaint has been received against the petitioners. He would further submit that the allegation that the respondents have summoned the petitioners is false and hence, there is no basis for the apprehension of the petitioners and he prayed for dismissal of these petitions.

4.Recording the aforesaid submission, these writ petitions are closed. Consequently, the connected miscellaneous petitions are closed. No Costs.

Sd/-

Assistant Registrar(CSII)

/True Copy/

Sub-Assistant Registrar

To

- 1.The Secretary to Government, The State of Tamil Nadu,
Home Department, Fort St. George, Chennai-600 009.
- 2.The Commissioner and Secretary to Government,
The State of Tamil Nadu,
Health and Family Welfare Department,
Fort St. George, Chennai-600 009.
- 3.The Director General of Police, Kamarajar Road,
Mylapore, Chennai-600 004.
- 4.The Registrar,
Tamil Nadu Board of Indian Medicine,
Arignar Anna Government Hospital of Indian Medicine Campus,
Arumbakkam, Chennai-600 106.
- 5.The Inspector of Police, South Police Station,
Kumbum, Tamil Nadu-625 516.
- 6.The Inspector of Police,
Tirumangalam Police Station, Tirumangalam, Madurai.
- 7.The Inspector of Police,
Kenikarai Police Station, Collector Officer Complex,
Ramanathapuram, Tamil Nadu-623 503.
- 8.The Inspector of Police, B11, Police Station,
7th Cross, Thillai Nagar, Trichy-620 018.

+4 ccs to Mr.D.Ashok Kumar , Advocate, SR.Nos.40324,40327,40325 and
40326

+One cc to The Special Government Pleader, SR.No.40271

MRN

RL/14C/5P/SV/MMS/SAR1/23/1/2018

ORDER MADE IN
W.P. (MD) Nos.23298 to 23301 of 2017