



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.01.2018

CORAM

WEB COPY

THE HONOURABLE MR. JUSTICE P. RAJAMANICKAM

W.P. (MD) Nos. 23302 to 23306 of 2017

and

W.M.P. (MD) Nos. 19586, 19582, 19588, 19589 and 19590 of 2017

W.P. (MD) No. 23302 of 2017:

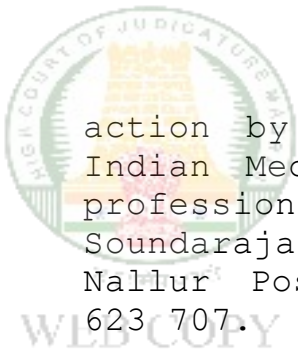
S.S. Kumaran

.. 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,
Emaneswaram Police Station,
Paramakudi Taluk,
Ramnad District,
Tamil Nadu-623 701.
- .. 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 at No.4/229, Soundaraja Perumal kovil Colony, Somanathapuram, Thellichatha Nallur Post, Paramakudi Taluk, Ramnad District, Tamil Nadu - 623 707.

W.P. (MD) No.23303 of 2017:

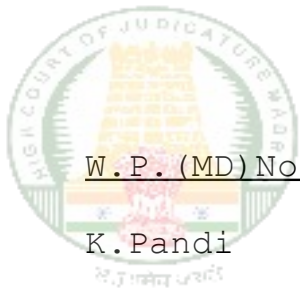
A.Jameel Ahamed

..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,
Ervadi Police Station,
Ervadi,
Tirunelveli District,
Tamil Nadu-627 103.
- .. 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 at No.124, North Main Road, Ervadi, Nanguneri Taluk, Tirunelveli District, Tamil Nadu-627 103.



W.P. (MD) No. 23304 of 2017:

K. Pandi

..Petitioner

WEB COPY

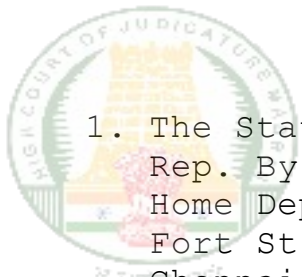
Vs.

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,
Ponnamaravathi Circle Police Station,
Nattukal Main Road,
Ponnamaravathi-622 401,
Pudukottai District.

.. 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 at Chokkanathapatty, Nagarapatty Post, Ponnamaravathy Taluk, Pudukottai District, Tamil Nadu-622 401.

W.P. (MD) No. 23305 of 2017:



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,
Thirumayam Police Station,
Pudukottai District,
Tamil Nadu-622 507 .

.. 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 at Seemanoor, Kulathuppatti Post, Thirumayam Taluk, Pudukkottai District, Tamil Nadu-622 507.

W.P. (MD) No. 23306 of 2017:

C.N. Rajadurai

.. 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.

WEB COPY

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 Siddha at No.2681, Rameswaram Main Road, Near, Collector Office, Ramanathapuram, Tamil Nadu - 623 503.

For Petitioners

in all W.P.s : Mr.D.Ashok kumar

For Respondents 1 to 5

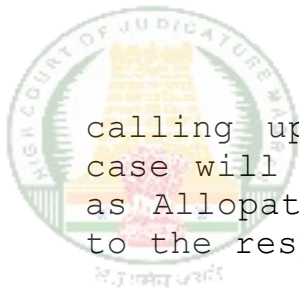
in all W.P.s : Mr.N.S.Karthikeyan

Additional Government Pleader

COMMON ORDER

These Writ petitions have been filed to direct the respondents not to 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
<https://hcservices.courts.gov.in/hcservices/> 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 (CS-I)

/True Copy/

Sub Assistant Registrar

To

1. The Secretary to Government,
Home Department,
State of Tamil Nadu,
Fort St. George,
Chennai-600 009.
2. The Commissioner and Secretary to Government,
Health and Family Welfare Department,
State of Tamil Nadu,
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,
Emaneswaram Police Station,
Sengottai Taluk,
Ramanathapuram District,
Tamil Nadu-623 701.



6. The Inspector of Police,
Ervadi Police Station,
Ervadi,
Tirunelveli District,
Tamil Nadu-627 103.

7. The Inspector of Police,
Ponnamaravathi Circle Police Station,
Nattukal Main Road,
Ponnamaravathi-622 401,
Pudukottai District.

8. The Inspector of Police,
Thirumayam Police Station,
Pudukottai District,
Tamil Nadu-622 507.

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

+5cc to Mr.D.Ashok kumar, Advocate Sr.No.40328, 40329, 40330,
40331, 40332
+1cc to Spl.Government Pleader Sr.No.40276

MRN

VB/KKR/SAR4/24/01/2018/7P/16C

ORDER MADE IN
W.P. (MD) Nos.23302 to 23306 of 2017
03.01.2018