

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.03.2020

CORAM

THE HON'BLE MR. JUSTICE K.RAVICHANDRABAABU

W.P.No.4552 of 2020
and
W.M.P.No.5396 of 2020

Pushpa Harisankar
W/o.Harisankar

...Petitioner

Vs.

1.The Superintendent of Police
Coimbatore
Coimbatore District.

2.The Inspector of Police
Mahalingam West Police Station
Pollachi, Coimbatore District.

...Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, forbearing the respondents or their men, agents from interfering with the peaceful conduct of business i.e. cross massage in the name and style of "DRAVYA AYURVEDA HEALTH CARE AND SPA" at Old No.10/1, New No.21, Kamarajar Street, Mahalingapuram, Pollachi Taluk, Coimbatore District.

For Petitioner : No appearance

For Respondents: Mr.R.Govindasamy
Special Government Pleader

O R D E R

The petitioner seeks for a Mandamus forbearing the respondents herein from interfering with the peaceful conduct of business i.e. cross massage in the name and style of "DRAVYA AYURVEDA HEALTH CARE AND SPA" at Old No.10/1, New No.21, Kamarajar Street, Mahalingapuram, Pollachi Taluk, Coimbatore District.

2. There is no representation for the petitioner. Heard the learned Special Government Pleader appearing for the respondents.

3. It is stated by the learned Special Government Pleader that the petitioner is running SPA without getting license from the competent authority.

4. The very same issue was already considered by this Court in a batch of cases in W.P.No.31914/2018 etc. dated 04.04.2019 by passing an order imposing certain terms and conditions therein. Though time was granted for the petitioner like persons to apply for license by extending the time to apply for the same till 30.06.2019, the petitioner seems to have not applied so far. Therefore, it is for the petitioner to apply before the concerned authority for grant of license and only after getting such license, the petitioner can run the Ayurvedic Spa.

5. Accordingly, the Writ Petition is disposed of by permitting the petitioner to apply for such license before the competent authority within a period of two weeks from the date of receipt of a copy of this order. On receipt of such application, the competent authority shall pass orders on the said application on merits and in accordance with law within a period of four weeks thereafter. Till an order is passed by the competent authority, the petitioner shall not run the Ayurvedic Spa. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar

// True Copy //

Sub Assistant Registrar

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To

1.The Superintendent of Police
Coimbatore
Coimbatore District.

2.The Inspector of Police
Mahalingam West Police Station
Pollachi, Coimbatore District.

+1cc to the Government Pleader, Highcourt, Madras, Sr.No.24314

W.P.No.4552 of 2020

MP (CO)
GS (27/05/2020)