

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.03.2021

CORAM:

THE HON'BLE MR.JUSTICE N.ANAND VENKATESH

W.P.NO.7159 OF 2021

AND

WMP.NO.7678 OF 2021

Sheela Devi

.. Petitioner

-vs-

1. The Commissioner of Police,
Tiruppur, Tiruppur District.

2. The Inspector of Police,
South Police Station,
Tiruppur, Tiruppur District.

.. Respondents

Prayer:

Writ Petition is filed under Article 226 of Constitution of India, to issue a Writ of Mandamus directing the second respondent to issue a no objection certificate to the petitioner to issue run a "SPA" (i.e) cross massage in the name and style of ''Pearl Beauty Saloon & Spa'' at Hotel Kuralagam Residency, Door No.5 Gajalakshmi Theatre Road, Municipal Office Road, Tirupur, Tirupur District by passing orders on the petitioner's representation dated 03.03.2021.

For Petitioner : Mr.S.Leonard Vasanth

For Respondents : Mr.M.Mohamed Riyaz

Additional Public Prosecutor

ORDER

This Writ Petition has been filed to direct the 2nd respondent to issue a "No Objection Certificate" to the petitioner in order to enable the petitioner to get the License in accordance with the Official Gazette Notification 252, dated 16.07.2018 and also forbear the 2nd respondent not to unduly interfere with the peaceful conduct of the business i.e., the Cross Massage of ''Pearl Beauty Saloon & Spa'' at Hotel Kuralagam Residency, Door No.5 Gajalakshmi Theatre Road, Municipal Office Road, Tirupur, Tirupur District.

2. The learned Additional Public Prosecutor, on instructions, submitted that the petitioner is already running a SPA and the police are under the impression that already No Objection was given by the police. If the petitioner has not obtained any "No Objection Certificate", the petitioner can be directed to approach the second respondent and the second respondent will consider the grant of "No Objection Certificate" to the petitioner.

3. Recording the submission of the learned Additional Public Prosecutor, this Writ Petition is disposed of with a direction to the petitioner to make a representation to the second respondent seeking for "No Objection Certificate" for running the business and the second respondent on receipt of the representation shall consider the same and issue "No Objection Certificate" if he satisfies all the requirements. In the event of "No Objection Certificate" is granted, the respondent police shall not, thereafter interfere with the business of the petitioner, until it is run in accordance with law. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

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To

1. The Commissioner of Police,
Tiruppur, Tiruppur District.

2. The Inspector of Police,
South Police Station,
Tiruppur, Tiruppur District.

3. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.S.Leonard Vasanth, Advocate, S.R.No.17940

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AK-II(CO)
CS/20/04/2021