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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.11.2021

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THE HONOURABLE MR. JUSTICE KRISHNAN RAMASAMY

W.P.No.33601 of 2017

and

W.M.P.No.37153 of 2017

R.Badri Narayanan

...Petitioner

..Vs..

1.Commissioner of food safety and Drug administration,
5th Floor, DMS Campus,
259, Anna Salai,
Teynampet, Chennai - 600 006.

2.The Director General of Police,
State of Tamil Nadu,
No.1, Dr.Radha Krishnan Salai,
Mylapore, Chennai - 600 005.

3.The Superintendent of Police,
Dindigul District,
Ring Road, Ezil Nagar,
Dindigul.

4.The Deputy Superintendent of Police,
DSP Office, Dindigul.

5.The Inspector of Police,
Town West Police Station,
Dindigul.

6.The Inspector of Police,
Taluk Police Station,
Dindigul.

7.Food Safety and Standard Authority of India,
Ministry of Health and Family Welfare Department,
Kotla Road, FDA Bhavan, New Delhi - 110 002.

...Respondents

PRAYER : Writ Petition is filed under Article 226 of
Constitution of India, praying to issue a writ of mandamus,



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directing the respondents 3 to 6 not to interfere in carrying of the business by the petitioner within the purview of Cigarette and other Tobacco Products Act, 2003.

For Petitioner :Mr.D.Veerasekaran

For Respondents :Mr.V.Nanmaran

Government Advocate for R1 to R6

O R D E R

This writ petition has been filed, praying for issuance of a Writ of Mandamus, to direct the respondents 3 to 6 not to interfere with the business of the petitioner.

2. The learned counsel appearing for the petitioner submits that this writ petition has been filed in the year 2017 since there was harassment by the respondents by interfering with the business activity of the petitioner. After filing the writ petition, there was no harassment and the respondents have not been interfering with the business of the petitioner.

3. Mr.V.Nanmaran, learned Government Advocate appearing for the respondents 1 to 6 submits that the respondents had not committed the offence of harassment even prior to filing of the present Writ Petition as alleged by the petitioner and if at all any such interference was made, it was only in accordance with law.

4. In view of the above, no orders are necessary in this Writ Petition. However, it is needless to mention that in the event of any illegality committed by the petitioner, the respondents are always at liberty to take appropriate action in accordance with law. At the same, the respondents are directed not to interfere unnecessarily with the business of the petitioner.

5. With the above observation, this writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

s/d-

Assistant Registrar

//True Copy//

Sub-Assistant Registrar



Pns
To

1. Commissioner of food safety and Drug administration,
5th Floor, DMS Campus,
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Teynampet, Chennai - 600 006.

2. The Director General of Police,
State of Tamil Nadu,
No.1, Dr. Radha Krishnan Salai,
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3. The Superintendent of Police,
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Ministry of Health and Family Welfare Department,
Kotla Road, FDA Bhavan, New Delhi - 110 002.

+1 CC to Mr. D. Veerasekaran, Advocate sr 57779

+1 CC to The Government Pleader sr 58012.

W.P.No.33601 of 2017

SS(CO)
SP(03/12/2021)