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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.02.2024

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THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.3460 of 2021

and

W.M.P.No.3962 of 2021

S.Jayanthi

... Petitioner

Vs.

1.The Commissioner of Police,
The Greater Chennai Police,
Vepery, Chennai.

2.The Inspector of Police,
Virugambakkam Police Station,
Chennai.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the 2nd respondent to issue a no objection certificate to the petitioner to run a SPA i.e. cross massage in the name and style of “Kerala Ayurvedic and Thai SPA” at G3, Door No.65A, Kalamman Koil Street, Virugambakkam, Chennai-600 092 by passing orders on the petitioner representation dated 28.01.2021.



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For Petitioner : Mr.S.Lenoard Vasanth
For Respondents : Mrs.P.Vijaya Devi
Government Advocate

ORDER

The relief sought for in the present writ petition is to direct the 2nd respondent to issue a no objection certificate to the petitioner to run a SPA i.e., cross massage in the name and style of “Kerala Ayurvedic and Thai SPA” at G3, Door No.65A, Kaliamman Koil Street, Virugambakkam, Chennai-600 092 by passing orders on the petitioner representation dated 28.01.2021.

2. Permission / No Objection Certificate to conduct to conduct such Ayurvedic Centres or SPA are to be granted by the competent authorities by scrutinizing the genuinity of such centers.

3. Mrs.P.Vijaya Devi, learned Government Advocate appearing on behalf of the respondents would submit that a Criminal Case has already been registered against the petitioner in Crime No.655 of 2020 on the file Virugambakkam Police Station. Since the Criminal Case has been registered



against the petitioner, the respondents have refused to grant no objection certificate.

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4. In the name of Massage Centres / Ayurvedic Centres, no illegality or offences can be permitted. The Police Authorities are duty bound to conduct inspections, if they receive any information regarding any such illegality or offence.

5. In the present case, the petitioner is facing a Criminal Case and therefore, this Court do not find any reason to issue a direction to grant no objection certificate as such sought for.

6. Accordingly, this Writ Petition stands dismissed. No costs. Consequently, connected Miscellaneous Petition is closed.

06.02.2024

Jeni
Index : Yes
Speaking order
Neutral Citation : Yes



To

1. The Commissioner of Police,
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2. The Inspector of Police,
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S.M.SUBRAMANIAM, J.

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