

W.P.(MD)No.1450 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.01.2025

CORAM:

THE HONOURABLE **MR.JUSTICE M.NIRMAL KUMAR**

W.P.(MD)No.1450 of 2025

Freeze Fast Technologies
Rep. by its Manager
Mr.Cyriac Jose
No.33/276B, Kanneth Lane
AKG Vayanashala, Cross Road,
Chakkarparambu
Ernakulam- 682032

.. Petitioner

Vs

1. The Superintendent of Police
Office of the Superintendent Office
Tiruchirapalli District
2. The Inspector of Police
Puthanatham Police Station
Manaparai Police Station
Tiruchirapalli District
3. The Tahsildhar
Manaparai Taluk
Tiruchirapalli District
4. The Block Development Officer
Manaparai Block
Manaparai,
Tiruchirapalli District

.. Respondents



W.P.(MD)No.1450 of 2025

WEB COPY

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents to consider petitioner's representation dated 11.12.2024 and direct the respondents 1 and 2 to provide adequate police protection to the petitioner company in order to complete the cold storage construction which has been duly approved by the authorities.

For Petitioner	: Mr.R.Vidya
For Respondents	: Mr.A.Thiruvadikumar
No.1 and 2	Additional Public Prosecutor
No.3	: Mr.M.Muthumanikkam
	Government Advocate(civil side)
No.4	: Mr.G.Ragaendran

ORDER

This Writ Petition has been filed to direct the respondents to consider petitioner's representation dated 11.12.2024 and direct the respondents 1 and 2 to provide adequate police protection to the petitioner company in order to complete the cold storage construction which has been duly approved by the authorities.

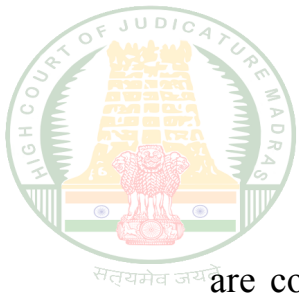


W.P.(MD)No.1450 of 2025

WEB COPY

2. The petitioner is running a business in the name of Freeze Fast Technologies and for his business purpose he had constructed a cold storage room. The petitioner had obtained statutory permission from the authorities and had put up cold storage room in their own premises at Pannapatti village panchayat and permission has also been obtained. The petitioner already put up a building for nearly about 1998.76sq.ft for functioning of the cold storage room but the misguided villagers with an ulterior motive are creating obstructions. The petitioner has sent a representation to the Inspector of Police and revenue officials, no action has been taken. The petitioner is unable to complete the construction. In the meanwhile,erstwhile place where the cold storage is functioning is a rented building and they are forced to vacate the rented premises and hence they have fear of their business being affected. He further submitted that the right of business is a fundamental right which cannot be denied.

3. The learned Government Advocate(Civil side) appearing for the third respondent produced the approval of Director of Town and Country Planning for construction of building and as far as the revenue authorities



W.P.(MD)No.1450 of 2025

WEB COPY

are concerned they have no objection for constructing the cold storage because it would only give employment for the local village people and it will no way cause any environmental hazard or extract huge amount of water, thereby there will not any water shortage to the village people.

4. The learned Additional Public Prosecutor appearing for the respondents 1 and 2 would submit that the entire villagers are obstructing for construction of cold storage room and hence the police are unable to give protection. He admitted that right of business is a constitutional right which cannot be denied. There is no environmental hazard to the villagers. If there is any obstruction to the petitioner by the villagers the same would be informed to the authorities and appropriate protection would be given

5. In view of the same the Deputy Superintendent of Police, Manaparai is directed to ensure that proper protection is given to the petitioner to complete the work and also dispel the misinformation given to the villagers.



W.P.(MD)No.1450 of 2025

WEB COPY

6. With the above direction the Writ Petition stands disposed of.

No costs.

21.01.2025

Index: Yes/No

Internet : Yes/No

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Madurai Bench of Madras High Court
Madurai.



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W.P.(MD)No.1450 of 2025

M.NIRMAL KUMAR, J.

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W.P.(MD)No.1450 of 2025

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