

THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

WRIT PETITION No.10213 OF 2022

ORDER:

This Writ Petition is filed seeking a Writ of Mandamus declaring the action of respondent No.2/Commissioner of Police, Hyderabad, in issuing Notification No.(L&O)/M4/3140/2010, dated 30.06.2010, as illegal and arbitrary and consequently, set aside the same.

2. Heard both sides. Perused the record.

3. In the course of submissions, it is submitted by the learned counsel for the petitioner as well as the learned Assistant Government Pleader for Home representing the respondents that the issue involved in this Writ Petition is squarely covered by a common order of this Court in W.P.No.16281 of 2010 and batch, dated 28.09.2021.

4. Accordingly, this Writ Petition is disposed of in terms of the common order, dated 28.09.2021, in W.P.No.16281 of 2010 and batch, permitting the petitioner to run the massage centre, subject to maintaining a record in the register to be maintained by the massage centre containing the dates of visits of the customers, their names and verifiable addresses together with the phone numbers, so as to enable the police to contact them on the aspect of the request

to the owner/manager/operator of the massage centres to provide for the help from the opposite sex. Further, it shall be open to any police officer not below the rank of a Sub-Inspector of Police attached to any police station to verify once in a while such records maintained by the massage centres and he shall also be at liberty to verify as to whether the particular customer has solicited any such special service from the massage centre or not. It is also open to the police to take appropriate action depending upon the result of any such verification and also considering the fact that whether the cross massage service provided to the customers is in professional manner or not. Police are also entitled to investigate into crimes, if any, reported against the petitioner. Petitioner is also directed not to keep the main door of the premises closed, during the working hours. Subject to these conditions, the petitioner may be permitted to carry on the business, duly taking all necessary and proper precautions to ensure that no incident of immoral activity is carried on under the guise of providing whole body massage.

Miscellaneous Petitions, if any, pending in this Writ Petition shall stand closed. There shall be no order as to costs.

Date: 25-02-2022
MD

Dr. SHAMEEM AKTHER, J