

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

**WEDNESDAY, THE TWENTY SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL

WRIT PETITION NO: 12738 OF 2026

Between:

FABULOUS BEAUTY SPA, Rep. by its Proprietor Thomas Francis Xavier SAD.
Thomas Xavier, Aged about 22 years, Occ. Business, O/o 10-1-126-Flat No 401
Ashoka Plaza, Beside Golconda hotel, Masab Tank, circle 16, Circle 16, Hyderabad,
Telangana.

.....PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary Home Department, T.S. Secretariat, Hyderabad, TG-500004.
2. The Commissioner of Police, Hyderabad Commissionerate, Road No 12, Bhavani Nagar, Banjara Hills, Hyderabad, Telangana 500034.
3. The Assistant Commissioner of Police, ACP Asif Nagar Division, 2nd floor, Asif Nagar police station, beside olive hospital, Asif Nagar, Hyderabad-500028 Telangana.
4. The Station House Officer, Masab Tank police station, Shanti nagar police quarters, Ac Guards, masab tank Hyderabad, Telangana 500028.

.....RESPONDENTS

Petition Under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate writ, order or direction more preferably one in the nature of Writ of Mandamus directing the action of Respondents Police Officials and Officers of SOT in interfering with lawful business of petitioner shops under the guise of impugned notification No. (Land O)/M4/3140/2010, dated. 30.06.2010 passed by the 2nd respondent and forcing the petitioners to secure similar orders from this Honourable Court as passed in W. P. No 16261 of 2010 and batch though there is no violation committed by the petitioners in running their SPA Wellness Centre as

arbitrary illegal and unconstitutional and violative of Articles 14, 19(1)(g) of the Constitution of India and direct the respondents and their officers not to interfere in the day to day business of petitioner shops.

I.A.NO:1 OF 2026

Petition Under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondents 2 to 4 and their officers not to interfere in the business of petitioners, pending disposal of the above writ petition.

Counsel for the Petitioner : SRI. T.RAJU

Counsel for the Respondents : SRI M.SRINIVAS, AGP FOR HOME

The Court made the following ORDER

**IN THE HIGH COURT FOR THE STATE OF TELANGANA AT
HYDERABAD**

THE HONOURABLE SRI JUSTICE E.V.VENUGOPAL

WRIT PETITION No.12738 of 2026

Date: 22.04.2026

Between:

Fabulous Beauty Spa,
Rep by its Proprietor Thomas Francis Xavier

..Petitioner

And

The State of Telangana, rep. by its
Principal Secretary, Home Department,
T.S.Secretariat, Hyderabad
Telangana State and three others

..Respondents

ORDER:

This Writ Petition is filed seeking the following relief:-

“...to issue an appropriate writ, order or direction more preferably one in the nature of Writ of Mandamus directing the action of Respondents Police Officials and Officers of SOT in interfering with lawful business of petitioner shops under the guise of impugned notification No.(L&O)/M4/3140/2010 dated 30.06.2010 passed by the 2nd respondent and forcing the petitioners to secure similar orders from this Honourable Court as passed in W.P.No.16281 of 2010 and batch though there is no violation committed by the petitioners in running their SPA Wellness Centre as arbitrary illegal and unconstitutional and violative of Articles 14, 19(1)(g) of the Constitution of India and direct the respondents and their officers not to interfere in the day to day business of petitioner shops and grant such other necessary relief or reliefs as this Honble Court may deem fit and proper in the circumstances of the case..”

2. Heard Sri Talari Raju, learned counsel for the petitioner and Sri M.Srinivas, learned Assistant Government Pleader for Home appearing for the respondents.

3. Learned counsel for the petitioner would submit that the petitioner is engaged in the business of providing solutions for all beauty and wellness needs such as saloon and spa. The petitioner is holding a valid registration certificate for running the business in the name and style of Fabulous Beauty Spa, O/o 10-1-126-Flat No.401, Ashoka Plaza, Beside Golconda hotel, Masab Tank, Circle 16, Hyderabad. It is further submitted that respondent No.2 visited the SPA Centre and asked the petitioner whether it has an order from this Court to run the business as this Court had decided similar issues in the order, dated 28.09.2021 in W.P.No.16281 of 2010 and batch, wherein this Court issued the following directions:-

"In view of the submissions of learned counsel for both sides, these Writ Petitions are disposed of in terms of order dated 04.02.2021 in I.A.No.1 of 2020 in W.P.No.24410 of 2020, permitting the petitioners to run the massage centres, subject to maintaining a record in the register to be maintained by the massage centres 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 petitioners. Petitioners are also directed not to keep the main door of the premises closed, during the working hours. Subject to these conditions, the petitioners 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 pending in all the Writ petitions, if any, shall stand closed. There shall be no order as to costs"

It is stated that the petitioner is already implementing the directions of this Court and there is no deviation from the same in whatsoever manner, yet the respondents are insisting to secure an order from this Court to continue the business. Questioning the same, the present Writ petition is filed.

4. Learned Assistant Government Pleader for Home has submitted that the respondents are not interfering with the business activities of the petitioner and the respondents would

follow the directions issued by this Court in the order, dated 28.09.2021 in W.P.No.16281 of 2010 and batch.

5. In view of the said submissions, this Writ Petition is disposed of directing the petitioner to follow the directions issued by this Court in the order dated 28.09.2021 in W.P.No.16281 of 2010 and batch. However, this order does not preclude the respondents to ensure that the petitioner is following the directions issued of this Court in W.P.No.16281 of 2010 and batch, and if any deviation is observed, the respondents police may take appropriate steps strictly in accordance with law, and if any complaint is made against the petitioner, the petitioner shall cooperate with the enquiry with the respondents police.

As a sequel, the miscellaneous petitions pending, if any, shall stand closed. No costs.

//TRUE COPY//

SD/- MOHD. ISMAIL
DEPUTY REGISTRAR

SECTION OFFICER

To

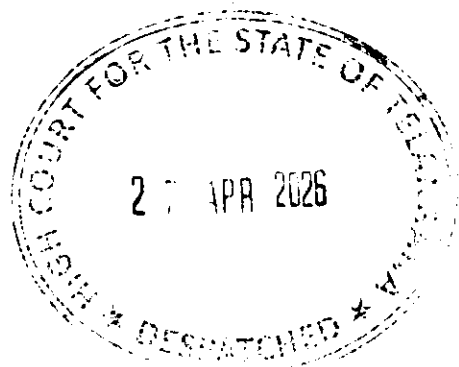
1. The Principal Secretary, Home Department, T.S. Secretariat, State of Telangana at Hyderabad, TG-500004.
 2. The Commissioner of Police, Hyderabad Commissionerate, Road No 12, Bhavani Nagar, Banjara Hills, Hyderabad, Telangana 500034.
 3. The Assistant Commissioner of Police, ACP Asif Nagar Division, 2nd floor, Asif Nagar police station, beside olive hospital, Asif Nagar, Hyderabad-500028 Telangana.
 4. The Station House Officer, Masab Tank police station, Shanti nagar police quarters, Ac Guards, masab tank yderabad, Telangana 500028.
 5. Two CCs to GP FOR HOME High Court for the State of Telangana, at Hyderabad [OUT]
 6. One CC to SRI T.RAJU, Advocate [OPUC]
 7. Two CD Copies
- (Along with a copy of the order in WP.No.16281 of 2010. dated 28-9-2021 and

HIGH COURT

DATED: 22/04/2026

ORDER

WP.No.12738 of 2026



**DISPOSING OF THE W.P
WITHOUT COSTS.**

10
27/04/26
k.s

THE HONOURABLE SRI JUSTICE K.LAKSHMAN

WRIT PETITION Nos. 16281 and 16419 of 2010;

797, 1231, 1876 and 2272 of 2014;

30317 of 2015;

15413, 15435, 29229, 29231, 30848, 33121, 38409, 40738,

40787 and 44939 of 2016;

646, 658, 2955, 3407, 11051, 20069, 25901, 28920, 41012,

41328, 41355 and 41422 of 2017;

3482, 17249, 26367, 26822, 34478, 35307, 38617, 39397,

39917, 39937, 44044, 44067, 45592 and 45658 of 2018;

2627, 4399, 3891, 4447, 18861, 19352, 20036, 21909, 21924,

21930, 22700, 23794, 24674, 26410, 29107 and 29121 of 2019;

347, 708, 1887, 1906, 3589, 4728, 5378, 20089, 20443, 21297,

22338, 22584, 22629, 24080, 24081, 24085, 24334, 24357,

24410, 24657, 24659, 24660, 24662 and 24673 of 2020;

2482, 3361, 4473, 4488, 6595, 6614, 8050, 13010, 11225,

11350, 14562, 16431, 20734, 22751, 22761, 22768, 22815,

23031, 23361 and 23822 of 2021

COMMON ORDER:

Since the issue involved in all these Writ Petitions is one and the same, they are being disposed of by this common order.

2. It is submitted by the learned counsel for the petitioners in all the Writ Petitions and learned Government Pleader for Home that the entire batch of these Writ Petitions can be disposed of in terms of interim order dated 04.02.2021 in I.A.No.1 of 2020 in W.P.No.24410 of 2020.

3. In view of the submissions of learned counsel for both sides, these Writ Petitions are disposed of in terms of order dated 04.02.2021 in I.A.No.1 of 2020 in W.P.No.24410 of 2020, permitting the petitioners to run the massage centres, subject to maintaining a record in the register to be maintained by the massage centres 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 petitioners. Petitioners are also directed not to keep the main door of the premises closed, during the working hours. Subject to these conditions, the petitioners 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 pending in all the Writ Petitions, if any, shall stand closed. There shall be no order as to costs.

Date: 28.09.2021
TJMR

K. LAKSHMAN, J