

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL WRIT PETITION NO.540 OF 2015

(Karnail Singh s/o Harbans Singh vs. The State of Maharashtra and another)

Office Notes, Office Memoranda of
Coram, appearances, Court's orders Court's or Judge's orders
or directions and Registrar's orders.

Shri T.H. Bewali, Advocate for petitioner.

Shri S.S. Doifode, Additional Public Prosecutor for
respondents.

CORAM : A.B. CHAUDHARI AND
 P.N. DESHMUKH, JJ.

DATED : AUGUST 3, 2015

Heard learned Counsel for the rival
parties at length and perused the relevant provisions
of the Motor Vehicles Act, 1988 and Rules.

The prayer clause (1) of the criminal writ
petition reads thus :

“1. direct the respondent no.2 the Deputy
Regional Transport Officer, Yeotmal to release
the vehicle truck registration No. MH 29 T 2999
of the petitioner with goods.”

In view of the judgments of the Supreme
Court in State of Maharashtra and others vs.

Nanded-Parbhani Z.L.B.M.V. Operator Sangh

{(2000) 2 SCC 69} and **Paramjit Bhasin and**

others vs. Union of India and others {(2005) 12

SCC 642}, we make the following order :

Order

Criminal Writ Petition No.540/2015 is partly allowed. Prayer Clause (2) of the criminal writ petition for compensation is rejected. Truck bearing Registration No. MH 29 T 2999 shall be released within one week.

Shri Doifode, learned Additional Public Prosecutor for respondents to place the report about proposed amendment to the Motor Vehicles Act, 1988 and Rules within one week.

JUDGE

JUDGE

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