



WEB COPY

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.11.2015

CORAM :

THE HONOURABLE MR.JUSTICE V.RAMASUBRAMANIAN

and

THE HONOURABLE MR.JUSTICE N.KIRUBAKARAN

Writ Petition (MD) No.19892 of 2015

N.Jeyaram Siddharth

... Petitioner

Vs.

1.The Superintendent of Police,
Sivagangai,
Sivagangai District.

2.The Regional Transport Officer,
Sivagangai,
Sivagangai District.

... Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, directing the respondents to implement the G.O.Ms.No.772 Home (Transport -III) Department dated 16.10.2014 and consequently direct the respondents to adhere the order of the 1st Bench of this Court in WP.No.3007 of 2014 dated 30.10.2014.

For Petitioner

: Mr.R.M.Arun Swaminathan

For Respondents

: Mr.B.Pugalendhi,
Special Government Pleader.

ORDER

(Order of the Court was made by V.RAMASUBRAMANIAN,J.)

The petitioner has come up with the above writ petition seeking the issue of a Writ of Mandamus to direct the respondents to implement a Government Order and also to direct the respondents to strictly adhere to the order passed by the First Bench of this Court in W.P.No.3007 of 2014.

2.Heard Mr.R.M.Arun Swaminathan, learned counsel appearing for the petitioner.

3.When there is already an order passed by a Division Bench of this Court and when there is already an order issued by the Government for the implementation of the guidelines, a second mandamus will be of no avail. If the respondents have not complied with the directions issued by a Division Bench of this Court on the first occasion, there is no guarantee that one more remedy will bring forth the desired result. Therefore, the petitioner in such cases should work out a different remedy and not seek another mandamus which will also go a waste. Therefore, the writ petition is dismissed. No costs.

Sd/-

Assistant Registrar (Crl.side)

/True copy/



To

1. The Superintendent of Police,
Sivagangai,
Sivagangai District.

2. The Regional Transport Officer,
Sivagangai,
Sivagangai District.

+1 CC to Mr. Arun Swaminathan, Advocate, SR No. 64346

+1 CC to Special Government Pleader, SR No. 54530.

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SH/JGB-DP:30.11.2015:2P/5C