



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.03.2015

CORAM:

THE HONOURABLE DR.JUSTICE S.TAMILVANAN

and

THE HONOURABLE MR.JUSTICE V.S.RAVI

W.P(MD)No.3339 of 2015

K.Vairavan

... Petitioner

Vs.

1.The District Collector,
Thanjavur District,
Thanjavur.

2.The District Collector,
Pudukottai District,
Pudukottai.

3.The Regional Transport Officer,
O/o.The Regional Transport Office,
Pudukottai,
Pudukottai District.

... Respondents

Petition filed under Article 226 of the Constitution of India for the issuance of Writ of Mandamus directing the respondents to consider the representation of the petitioner dated 09.01.2015 and pass such further or other orders as this Court may deem fit and proper in the circumstances of this case and thus render justice.

For Petitioner : Mr.P.Arun Jayatram

For Respondents : Mr.A.K.Baskarapandian
Special Government Pleader.

ORDER

(Order of the Court was made by S.TAMILVANAN,J)

Heard the learned counsel appearing for the petitioner.

2.The relief sought for in the writ petition is to direct the respondents to consider the representation of the petitioner dated 09.01.2015 and pass appropriate orders.

3.The copy of the representation is available at page No.1 of the typed set of papers. It is a letter written by the petitioner herein to the first respondent making request to direct ARK a private bus service to ply through Kuruvikarambai village and proceed to the testination.

4.Learned Special Government Pleader submits that it is a private bus and they got bus permit, licence and there is no violation of any statutory provision, hence this writ petition is not legally sustainable.



5. On the aforesaid circumstances, the respondents cannot seek an order directing the private bus transport to ply through the remote Kuruvikarambai village. We are of the view that it is a prerogative of the third party who is not a party in the writ petition to ply as per the permit obtained from the Government. Hence, the writ petition is liable to be dismissed as not maintainable.

6. In the result, the writ petition is dismissed. No costs.

Sd/-

Assistant Registrar(T&P)

/True Copy/

Sub- Assistant Registrar

To

1. The District Collector,
Thanjavur District,
Thanjavur.

2. The District Collector,
Pudukottai District,
Pudukottai.

3. The Regional Transport Officer,
O/o. The Regional Transport Office,
Pudukottai,
Pudukottai District.

+1cc to Special Government Pleader in SR.No. 12076

sm:30.03.2015:2P/5C

W.P (MD) No.3339 of 2015
10.03.2015