

In the High Court of Judicature at Madras

Dated : 17.6.2016

Coram :

The Honourable Mr.Justice T.S.SIVAGNANAM

Writ Petition No.19693 of 2016

V.Palanisamy

...Petitioner

Vs

1.The Regional Transport Officer,
Salem Road, Sankagiri,
Salem District.

2.The Motor Vehicle Inspector,
Mettur, Salem.

3.The Inspector of Police, Mecheri
Police Station, Mecheri, Salem Dist.

...Respondents

PETITION under Article 226 of The Constitution of India
praying for the issuance of a Writ of Mandamus directing the
first respondent herein to return the petitioner's driving
licence bearing DL.TN-27-V-20000000380 forthwith.

For Petitioner : Mr.A.Ganesan
For Respondents : Mr.A.Zakkir Hussain,
Government Advocate

ORDER

Heard both. By consent, the writ petition itself is taken up
for final disposal.

2. It is not in dispute that the legal issue as to whether
the first respondent can retain the driving licence of the
petitioner before the Criminal Court holds the petitioner
guilty, has been settled by a decision of the Division Bench of
the Madurai Bench of this Court in the case of P.Sethuram Vs.
The Licensing Authority, RTO, Dindigul [reported in 2010 W.L.R.
100].

3. Following the said decision, the writ petition is allowed directing the first respondent to return the driving licence to the petitioner within a period of one week from the date of receipt of a copy of this order. No costs.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

To

1.The Regional Transport Officer,
Salem Road, Sankagiri,
Salem District.

2.The Motor Vehicle Inspector,
Mettur, Salem.

3.The Inspector of Police,
Mecheri Police Station,
Mecheri, Salem Dist.

+1 cc to the Government Pleader High Court
Madras sr.33706

+1 cc to Mr.A.Ganesan Advocate sr.33303

WP.No.19693 of 2016

jsv(co)
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