

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.03.2016

CORAM:

THE HONOURABLE MR.JUSTICE M.DURAI SWAMY

W.P.No.9491 of 2016

and

W.M.P.No.8511 of 2016

Vivek Anand

... Petitioner

Vs.

State Rep. By Inspector of Police,
Kurubarapalli Circle,
Krishnagiri District.

... Respondent

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus to direct the respondent to release the Mutli Axle Goods Vehicle (Taurus Lorry) bearing Registration No.TN-52-J-2157 and having Engine No.FWPZ125861 & Chassis No.MBINADYCXPFWP0396 which was seized by the respondent on 04.03.2016 in Crime No.89/2016.

For Petitioner : M/s.Selvi George

For Respondent : Mr.M.S.Ramesh,
Additional Govt. Pleader

सतयमेव जयते
O R D E R

The petitioner has filed the above writ petition to issue a Writ of Mandamus directing the respondent to release the Mutli Axle Goods Vehicle (Taurus Lorry) bearing Registration No.TN-52-J-2157 and having Engine No.FWPZ125861 & Chassis No.MBINADYCXPFWP0396 which was seized by the respondent on 04.03.2016 in Crime No.89/2016.

2. It is the case of the petitioner that he is the owner of the vehicle bearing Registration No.TN-52-J-2157 and the respondent police has seized the vehicle on 04.03.2016 on the allegation that 3 units of sand was transported illegally without any permit from the Government. Further, it is the case

of the petitioner that till date the vehicle was not produced before the jurisdictional Magistrate Court and in spite of his representation to return the vehicle, the respondent has not passed any orders on that.

3. Mr.M.S.Ramesh, the learned Additional Government Pleader appearing for the respondent, on instructions, submitted that the respondent has agreed to produce the vehicle bearing Registration No. TN-52-J-2157.

4. In view of the submission made by the learned Additional Government Pleader appearing for the respondent, the respondent is directed to release the Mutli Axle Goods Vehicle (Taurus Lorry) bearing Registration No.TN-52-J-2157 and having Engine No.FWPZ125861 & Chassis No.MBINADYCXPFWP0396 on production of a copy of this order and also after obtaining necessary undertaking from the petitioner that the petitioner would not sell the vehicle and will produce the vehicle as and when required by the respondent police.

With these observations, this Writ Petition is disposed of. No costs. Consequently, connected miscellaneous petition is also closed.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

vsm

To

Inspector of Police,
Kurubarapalli Circle,
Krishnagiri District.

+1 cc to Mrs.Selvi George Advocate sr.17981
+1 cc to Government Pleader sr.18053

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