



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.11.2016

CORAM:

THE HON'BLE DR.JUSTICE S.VIMALA

Sub A(MD) No.102 of 2016

in

Cont. P(MD)No.1372 of 2016

in

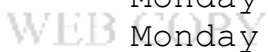
W.P.(MD)No.15046 of 2016

Chellam

... Petitioner/Petitioner

-vs-

- 1.Mr.Chandrakant B Kamble, IAS
The Secretary, Department of Transport,
Government of Tamil Nadu,
Fort St.George, Chennai.
- 2.Mr.S.H.Sajjansingh R Chavan, IAS,
The District Collector,
Regional Transport Authority,
Kanyakumari District, Kanyakumari.
- 3.Mr.K.Murugan,
The Regional Transport Officer, Nagercoil,
Kanyakumari District.
- 4.Mr.Balakrishnaswamy,
The Managing Director,
Tamil Nadu State Transport Corporation Limited,
Anna Bus Stand, Nagercoil,
Kanyakumari District.
- 5.Mr.S.Jerolin Lisbon Singh,
Divisional Manager Operation,
The Tamil Nadu State Transport Corporation,
Rantihottam, Nagercoil - 1.
- 6.Mr.Veludhas,
Divisional Manager,
The Tamil Nadu State Transport Corporation,
Marthandam Branch, Marthandam,
Kanyakumari District.
- 7.Mr.S.Dinesh,
Branch Manager,
Kuzhithurai Depot - II,
State Transport Corporation Ltd.,
Kuzhithurai, Kanyakumari District.



Prayer: This petition has been filed under Section 151 of C.P.C. Praying to direct the respondents to release the vehicle in T.N.75 J 7065 detained by the respondents forthwith, pending disposal of the Contempt Petition.

Prayer in WMP(MD). 11091/ 2016 : To grant Ad-Interim Injunction restraining the 4th respondent or any official thereof from intercepting, inspecting or in any other way interfering into the petitioner's right to operate in the permitted routes, pending disposal of the above Writ Petition.

For Petitioner	:	Mr.M.Mahaboob Athiff
For R1 to R3	:	Mr.A.Muthukaruppan
		Additional Government Pleader
For R4 to R8	:	Mr.K.Sathiyasingh

The main writ petition has been filed seeking direction to the respondents 1 to 3 to forbear the fourth respondent or any of the officials thereof from interfering in to the petitioner's right to operate Mini Buses owned by him in Marthandam, Kanyakumari District.

<https://hcservices.lecourts.gov.in/hcservices/>



3. Already this Court has granted an interim order in WMP(MD) No.11091 of 2016 in W.P.(MD)No.15046 of 2016 injuncting the fourth respondent from intercepting, inspecting or in any other way interfering into the petitioner's right to operate the Mini Buses in the permitted routes.

4. It is alleged that despite the interim order granted by this Court, the Mini bus belonging to the petitioner has been detained by the respondents.

5. The learned counsel for the petitioner would submit that the petitioner is willing to abide by any of the conditions to be imposed for the release of the vehicle, as it is claimed to be the only livelihood available to the petitioner.

6. The learned counsel for the respondents would insist upon the conditions to be imposed.

7. Under such circumstances, the vehicle bearing registration No.T.N.75 J 7065 is ordered to be released subject to condition that the petitioner shall not violate the permit conditions with reference to the routes and in case of violation, it is open to the respondents to take legal action in accordance with law.

8. This petition is disposed of accordingly. No costs.

Sd/-

Assistant Registrar(Writs)

/True Copy/

Sub Assistant Registrar

To:

1. Mr. Chandrakant B Kamble, IAS
The Secretary, Department of Transport,
Government of Tamil Nadu,
Fort St. George, Chennai.
2. Mr. S. H. Sajjansingh R Chavan, IAS,
The District Collector,
Regional Transport Authority,
Kanyakumari District, Kanyakumari.
3. Mr. K. Murugan,
The Regional Transport Officer, Nagercoil,
Kanyakumari District.
4. Mr. Balakrishnaswamy, The Managing Director,
Tamil Nadu State Transport Corporation Limited,
Nagercoil,
Kanyakumari District.



5.Mr.S.Jerolin Lisbon Singh,
Divisional Manager Operation,
The Tamil Nadu State Transport Corporation,
Rantihottam, Nagercoil - 1.

6.Mr.Veludhas,
Divisional Manager,
The Tamil Nadu State Transport Corporation,
Marthandam Branch, Marthandam,
Kanyakumari District.

7.Mr.S.Dinesh,
Branch Manager,
Kuzhithurai Depot - II,
State Transport Corporation Ltd.,
Kuzhithurai, Kanyakumari District.

8.Mr.Velmurugan,
Branch Manager,
State Transport Corporation Ltd.,
Monday Market Depot,
Monday Market, Kanyakumari District.

Sub A (MD) No.102 of 2016
in
Cont. P (MD) No.1372 of 2016
in
W.P. (MD) No.15046 of 2016
01.11.2016

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