

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 28.08.2018
CORAM
THE HONOURABLE Mr.JUSTICE V.BHARATHIDASAN

W.P.No. 20766 of 2018

M.Chitrasu

... Petitioner

Vs

1.The Inspector of Police,
Traffic Investigating Wing,
R-4 Pandi Bazar Police Station
Chennai

2.The Licencing Authority-cum-
Regional Transport Officer
South-West, Valasaravakkam
Chennai-92

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India, praying to issue Writ of Mandamus directing the second respondent herein to return the Original Driving Licence (DL. No.TN -21 19930001343) to the petitioner.

For Petitioner : Mr.K.Hariharan

For Respondents : Mr.A.N.Thambidurai,
Special Government Pleader

O R D E R

सत्यमेव जयते

This writ petition has been filed seeking a direction to the second respondent to return the original driving licence to the petitioner.

2. According to the petitioner, petitioner is a driver in the Tamilnadu State Transport Corporation, Coimbatore and a bus driven by him was met with an accident on 06.06.2018. Based on that, a criminal case was registered against him in Crime No. 204/2018. Immediately, his licence was also seized by the first respondent and produced the same before the second respondent. The second respondent without initiating any proceedings under section 19(1) of the Motor Vehicles Act, holding the licence with them. Hence, he had filed the present Writ Petition.

3. Today, when the matter is taken up for hearing, the learned Special Government Pleader, appearing for the respondents submitted that already an enquiry was conducted under Section 19(1) of the Motor Vehicles Act and final order was also passed suspending the petitioner's licence for a period of six months from 06.06.2018 to 06.12.2018 06.02.2018 to 06.09.2018.

4. I have heard the rival submissions and perused the materials available on record.

5. Since already the petitioner's licence has been suspended, no further adjudication is required in the writ petition. However, since the licence period itself is going to expire on 06.09.2018, after expiry of the suspension period, the second respondent is directed to return the licence, unless there is any legal impediment over the same.

6. Hence, the Writ Petition is dismissed. No costs.

Sd/-
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

mrp/rst

To

1.The Inspector of Police,
Traffic Investigating Wing,
R-4 Pandi Bazar Police Station
Chennai

2.The Licencing Authority-cum-
Regional Transport Officer
South-West, Valasaravakkam
Chennai-92

+1cc to Mr.K.Hariharan, Advocate, S.R.No. 58790.

+1cc to the Government Pleader, S.R.No. 59315.

W.P.No. 20766 of 2018

VGII (CO)

rrs 12/09/2018