

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.05.2018

CORAM

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

W.P.No.12588 of 2018

C.Easwaran

... Petitioner

Vs.

Motor Vehicle Inspector
Regional Transport Office (South),
Tirupur, Tirupur District Respondents

Prayer : Petition filed under Article 226 of the
Constitution of India praying for issue of Writ of Mandamus,
directing the respondent herein to return the original driving
license D.L.No.TN4119940001076 to the petitioner.

For Petitioner : Mr.D.Veerasekaran

For Respondent : Mr.M.Elumalai
Government Advocate

O R D E R

The petitioner who was working as a driver in the
Transport Corporation was involved in an accident while
performing his duty. In the course of investigation, the driving
license of the petitioner has been seized and retained by the
respondents. The petitioner seeks a Writ of Mandamus directing
the respondent viz., The Motor Vehicle Inspector to return the
original driving license to him.

2. The issue is no longer resintegra. It is covered by
the decision of the Division Bench in P.Sethuram Vs. The
Licensing Authority, The Regional Transport Officer reported in
2010 WritLR 100 and the order of the learned Single Judge in
M.Kannan Vs. The Inspector of Police and another in W.P.No.27095
of 2017.

3. In view of the same, the Writ Petition will stand
allowed and there will be a direction to the respondents to
return the original driving license of the petitioner, within a
period of two weeks from the date of receipt of a copy of this
order. However, it shall not preclude the respondents from

initiating any action, if any of the contingencies specified in Clause (a) to (h) of Section 19(1) of the Motor Vehicles Act, arises later or if any of the Rules as prescribed by the Central Government in pursuance of Section 19(1)(f) of the Act, are violated. No costs.

Sd/-
Asst.Registrar (Vacation Officer)

/true copy/

Sub Asst. Registrar

dsa

To

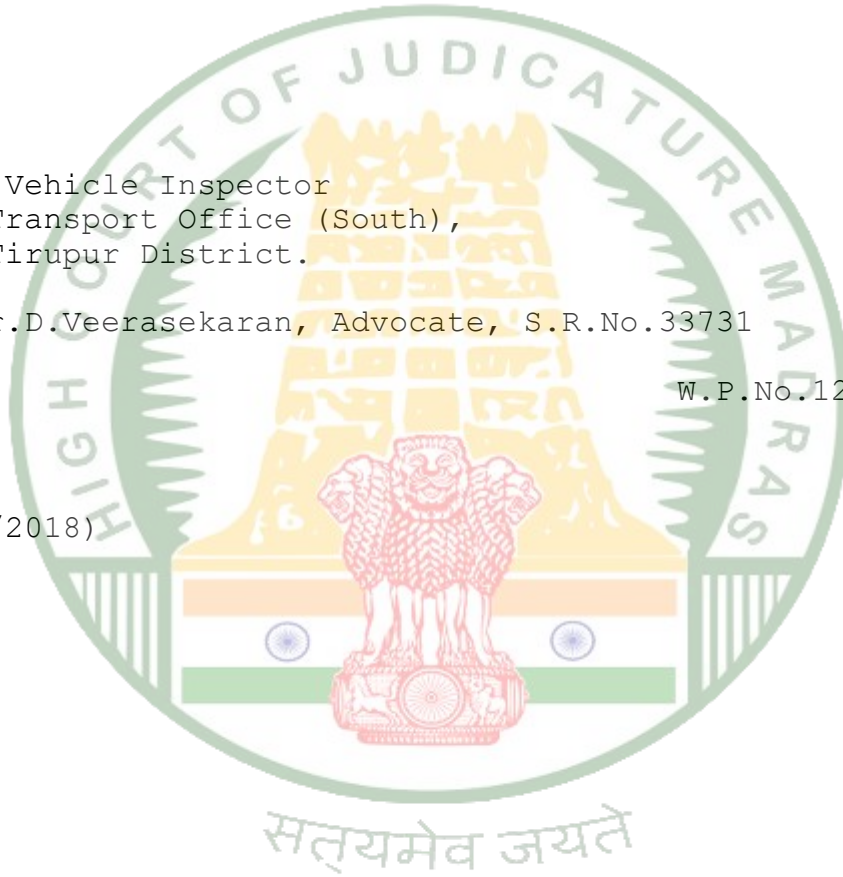
The Motor Vehicle Inspector
Regional Transport Office (South),
Tirupur, Tirupur District.

+1cc to Mr.D.Veerasekaran, Advocate, S.R.No.33731

W.P.No.12588 of 2018

RSK (CO)

RRK (17/05/2018)



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