

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.07.2018

CORAM:

THE HON'BLE MR.JUSTICE M.V.MURALIDARAN

W.P.Nos.14330 & 14331 of 2004

and

W.P.M.P.Nos.16947 & 16948 of 2004

Sri Venkateswara Matriculation
Higher Secondary School,
represented by its Correspondent,
Victory M.Mohan
Victory Avenue,
Tirumulaivoyal,
Chennai-600 062. ... Petitioner in W.P.No.14330 of 2004

Jaigopal Garodia Vivekananda
Vidyalaya Matriculation School,
represented by its Correspondent,
Mr.A.N.Ramesh Babu,
Kamaraj Nagar,Avadi,
Chennai-600 071. ... Petitioner in W.P.No.14331 of 2004

Vs.

The Govt.of Tamil Nadu,
rep. By its Secretary, Home (Transport)
Department, Fort St.George,
Chennai-600 009. ... Respondent in both W.P.Nos.

Prayer: Writ petitions filed under Article 226 of Constitution of India seeking to issue a Writ of Declaration to declare that Section 4 of the Tamilnadu Motor Vehicle Taxation Amendment Act 13 of 2003 as unconstitutional, in so far as, it purports to substitute the rate of Motor Vehicle taxes from Rs.500/- per quarter for a vehicle, to Rs.150/- per seat per quarter, with reference to the vehicles, TN 25 Z 6669, TN 23 0325, TN 20 C 3961, TDL 5988 owned by the petitioners respectfully.

For Petitioners : Mr.P.Ranganathan
in both W.Ps.

For Respondent : Mr.M.Elumalai
in both W.Ps. G.A.

O R D E R

The relief sought for in the writ petitions are to declare the Section 4 of the Tamilnadu Motor Vehicle Taxation Amendment Act 13 of 2003 as unconstitutional, in so far as, it purports to substitute the rate of Motor Vehicle taxes from Rs.500/- per quarter for a vehicle, to Rs.150/- per seat per quarter, with reference to the vehicles, TN 25 Z 6669, TN 23 0325, TN 20 C 3961, TDL 5988 owned by the petitioners respectfully.

2. Today when the matter is taken up for hearing, the learned counsel appearing on either side would submit that the writ petitions are filed in the year 2004. Since the matter is pending for more than 14 years, absolutely the petitions have become infructuous. Hence, there is nothing survives in this writ petition.

3. Recording the submissions made by both the counsel, the writ petitions stands dismissed as infructuous. Consequently, connected Miscellaneous petitions are closed. No costs.

Sd/-
Assistant Registrar (CS-)

//True Copy//

Sub Assistant Registrar

vum
To

The Secretary, The Govt.of Tamil Nadu,
Home (Transport) Department, Fort St.George,
Chennai-600 009.

+1cc to Mr.KING & PARTRIDGE Advocate, S.R.No.50970 & 50971
+1cc to the Government Pleader, S.R.No. 53441
+1cc to Mr.KING & PARTRIDGE Advocate, S.R.No.50970 & 50971
(20.08.2018)

W.P.Nos.14330 & 14331 of 2004
W.M.P.No 16947 & 16948 of 2004

EV (CO)
TR(20/08/2018)