

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.12.2018

CORAM:

THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR

WP.No.27595 of 2018

T.Kuppuraj

Petitioner

Vs

1.The Revenue Divisional Officer
Dharapuram, Thiruppur District

2.The Assistant/Deputy Director
Geology and Mines
Collectorate, Tiruppur

3.The Tahsildar
Dharapuram Taluk Tiruppur District .. Respondents

Prayer:- This Writ Petition is filed, under the Article 226 of Constitution of India, to issue a writ of Mandamus to direct the respondents 1 and 2 to release the vehicle of the Petitioner bearing Registration No.TN-37-AN-6666 by considering the representation dated 25.09.2018.

For Petitioner : Mr.Puhazh Gandhi

For Respondents : Mr.M.Karthikeyan,
Additional Government Pleader
for R1 to R3.

सत्यमेव जयते

ORDER

This Writ Petition is filed praying to issue a writ of Mandamus to direct the respondents 1 and 2 to release the vehicle of the Petitioner bearing Registration No.TN-37-AN-6666 by considering the representation dated 25.09.2018.

2. The learned Additional Government Pleader appearing for the respondents produced a copy of FIR registered in Crime No.334 of 2018. He would submit that on the complaint preferred by the Revenue Inspector, Mulanur Sub Circle, Dharapuram Circle, a case has been registered in Crime No.334 of 2018 on 20.12.2018 under Section 379 IPC on the file of Moolanur Police Station, Tiruppur District.

3. On the other hand, the learned counsel for the Petitioner produced a copy of order passed by this Court in Crl.O.P.No.28911 of 2018 dated 11.12.2018, wherein under similar circumstances, this court directed the concerned criminal court to consider the Petition filed by the Petitioner therein, within a period of 10 days from the date of receipt of copy of the order, in the light of Judgment of this Court passed in W.P.(MD).No.19936 of 2017 etc batch dated 29.10.2018.

4. Considering the submissions made on either side, the Writ Petition is disposed of, with liberty to the Petitioner to approach criminal court to seek his remedy. The Criminal court in turn is directed to consider and pass orders in accordance with law on the petition filed by the Petitioner in the light of the order passed in W.P.(MD). No.19936 of 2017 etc batch dated 29.10.2018. No costs.

Sd/--

Assistant Registrar(CS)

//True Copy//

Sub Assistant Registrar

nvsri

To

1.The Revenue Divisional Officer
Dharapuram, Thiruppur District

2.The Assistant/Deputy Director
Geology and Mines
Collectorate, Tiruppur

3.The Tahsildar
Dharapuram Taluk
Tiruppur District

+1cc to Mr.Puhazh Gandhi , Advocate SR.No. 89040
WP.27595 of 2018

ASK(21/12/2018)