

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 29.11.2018

CORAM:
THE HON'BLE MR.JUSTICE V.BHARATHIDASAN

WP. No.30583 of 2018

J. Ayyanar

... Petitioner

Vs.

The Regional Transport Officer,
Sollinganallur, Chennai.

... Respondent

PRAYER : Petition filed under Article 226 of the Constitution of India, praying to issue a writ of MANDAMUS directing the respondent to receive the petitioner license application dated 09.05.2018 and issue a further direction to the respondent to issue a license in petitioner viz., the application No.979176718 dated 09.05.2018.

For Petitioner : Mr.T.Balachandran

For Respondents : Mr.V.Prabhu,
Government Advocate.

ORDER

The Writ Petition has been filed seeking a direction to the respondent to receive the petitioner application No.979176718 dated 09.05.2018 seeking for Driving license. The petitioner is a physically challenged person and he has obtained the certificate of physical ability for Driving Motor Vehicles from the Government Institute of Rehabilitation Medicine, K.K. Nagar, Chennai - 600 083. The petitioner approached the respondent for Driving License along with necessary required documents. But the respondent refuse to receive the application, hence the present Writ Petition has been filed by the petitioner.

2. Earlier notice was ordered to the respondent. Today, when the matter was taken up for hearing, Mr.V.Prabhu, learned counsel appears for the respondent, on instruction, submitted that the petitioner did not submit his application along with required documents like address proof, proof of Date of Birth, Citizenship proof etc., as per Rule 4 of Central Motor Vehicles Rules along with recommendation of Medical Board for driving motor vehicles. If the petitioner filed his application as per Rule, the application will be received and will be considered as per the Motor Vehicles Act.

3. I have heard the rival submissions and perused the materials available on records.

4. Considering the above submissions, the petitioner is directed to file an application along with all the required documents before the respondent within a period of one week from the date of receipt of a copy of this order. After the receipt of the same, the respondent is directed to consider the petitioner's application and pass suitable orders within a period of two weeks.

5. With the above directions, this Writ Petition is disposed of. No costs.

Sd/-

Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

rkp

To

The Regional Transport Officer,
Sollinganallur, Chennai.

+1cc to Mr.T.Balachandran, Advocate, S.R.No.81616

+1cc to the Government Pleader, S.R.No.82226

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MP(CO)

rrs 01/02/2019

सत्यमेव जयते

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