



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.12.2018

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P. (MD) No.25014 of 2018

A.Alagar

... Petitioner

Vs

The Regional Transport Officer,
The Regional Transport Office,
Pudukkottai.

... Respondent

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondent to return my driving license bearing D.L.No.TN55-19860001316 forthwith.

For Petitioner : Mr.S.Arunachalam

For Respondent : Mr.K.Mu.Muthu

Additional Government Pleader

ORDER

The writ petitioner is working as a driver in Tamil Nadu State Transport Corporation, Kumbakonam. Now he is presently working in the Aranthangi Branch of Pudukkottai Region of the corporation. The bus driven by the petitioner got involved in an accident on 02.12.2018. In this regard, Crime No.218 of 2018 was registered on the file of the Pudukkottai police station under Section 304 (A) of IPC. The petitioner's original driving license has been seized.

2.This Court has consistently held that so long as the guilt of the delinquent is not established before the Criminal Court, the question of impounding the driving license will not arise.

3.Therefore, the respondent is directed to return the petitioner's original driving license within a period of one week from the date of receipt of a copy of this order.

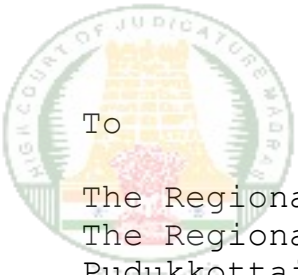
4.Accordingly, this writ petition is allowed. No costs.

Sd/-

Assistant Registrar(CO)

/True Copy/

Sub Assistant Registrar(CS-IV)



To

The Regional Transport Officer,
The Regional Transport Office,
Pudukkottai.

WEB COPY

+1cc to Mr.S.Arunachalam Advocate in SR.No.101386

+1cc to Special Government Pleader, SR.No.101133

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PNN

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