



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.09.2018

CORAM

THE HONOURABLE MR. JUSTICE G.R.SWAMINATHAN

W.P(MD) .No.19784 of 2018

WEB COPY

S.Murugan

... Petitioner

Vs.

1.The Revenue Divisional Officer,
Srirangam Revenue Divisional Office,
Vannankovil, Trichy District.

2.The Tahsildar,
Tahsildar Office,
Manapparai,
Trichy District.

... Respondent

PRAYER: Writ Petition is filed under Article 226 of Constitution of India for the issuance of Writ of Mandamus directing the respondents to release the petitioner's tractor bearing Registration No.TN 32 U 3495.

For Petitioner	:	Mr.R.Pon Karthikeyan
For Respondent	:	Mr.C.M.Mari Chellaiah Prabhu Additional Government Pleader

ORDER

The writ petitioner is the owner of the vehicle bearing Registration No.TN 32 U 3495. It was seized by the respondents on 19.08.2018.

2.It appears that the said lorry was seized on account of illegal transport of sand. The enquiry, in this regard, is still pending. But no purpose will be served by keeping the lorry in the custody of the respondents. If the vehicle is kept in open space and exposed to sun light and rain, it would lose its value. Therefore, the third respondent is directed to release the said vehicle subject to the following conditions.

- a) The petitioner shall deposit a sum of Rs.50,000/- before the first respondent.
- b) The petitioner shall produce all the documents pertaining to the ownership of the seized vehicle.
- c) The petitioner shall not alienate the vehicle till the proceedings are completed.
- d) This order for release of the vehicle can be pressed into service by the petitioner only if the vehicle is not in the custody of the criminal Court. If the vehicle is in the custody of concerned Criminal Court of appropriate jurisdiction, then, option is given to the petitioner to



approach the concerned Judicial Magistrate to get release of the vehicle, by filing necessary application in the manner known to law.

3. With the above directions this Writ petition is disposed of. No costs.

/True Copy/

Sd/-

Assistant Registrar(AD-II)

Sub Assistant Registrar(CS-II)

To

1. The Revenue Divisional Officer,
Srirangam Revenue Divisional Office,
Vannankovil, Trichy District.

2. The Tahsildar,
Tahsildar Office,
Manapparai,
Trichy District.

+1CC to Mr.R.Pon Karthikeyan, Advocate, SR.No.84207

+1CC to the Special Government Pleader SR.No. 84439

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ES/SV/SAR 2/18.09.2018/2P/5C