

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.09.2019

CORAM

THE HONOURABLE DR. JUSTICE ANITA SUMANTH

W.P.Nos.16703, 16715 to 16717, 17044 to 17049,
17050 to 17054, 17065 to 17069, 17192 and 179193,
17248, 17585, 19376 and 19377 of 2003

S.R.MURUGARAJAN

... PETITIONER in WP No.16703 of 2003

S.PATHIRAJAN

... PETITIONER in WP No.16715 of 2003

K.VARADARAJAN

... PETITIONER in WP No.16716 of 2003

P.RADHAKRISHNAN

... PETITIONER in WP No.16717 of 2003

S.MARIAPPAN

... PETITIONER in WP No.17044 of 2003

N.VAITHI

... PETITIONER in WP No.17045 of 2003

D.N.NELLAI GANESAN

... PETITIONER in WP No.17046
and 17048 of 2003

MRS.ANNALAKSHMI

... PETITIONER in WP No.17047
and 17052 of 2003

K.GOMATHI @ SHANTHI

... PETITIONER in WP No.17049 of 2003

S.RAJA

... PETITIONER in WP No.17050 of 2003

N.SHANMUGAM

... PETITIONER in WP No.17051 of 2003

S.D.NAYAGAM

... PETITIONER in WP No.17053 of 2003

P.THANGADURAI

... PETITIONER in WP No.17054 of 2003

M.KANNAIAH

... PETITIONER in WP No.17065 of 2003

R.SHANTHI

... PETITIONER in WP No.17066 of 2003

A.ALAGURAJA

... PETITIONER in WP No.17067 of 2003

M.MUNIYANDI

... PETITIONER in WP No.17068 of 2003

R.RAMAR ... PETITIONER in WP No.17069 of 2003
S.NALLAMUTHU ... PETITIONER in WP No.17192 of 2003
M.SIVAKUMAR ... PETITIONER in WP No.17193 of 2003
SMT.M.GURUVAMMAL ... PETITIONER in WP No.17248 of 2003
R.SHANMUGAIAH ... PETITIONER in WP No.17585 of 2003
1 B.RAJAPRATHABAN ... PETITIONER in WP No.19376
and 19377 of 2003

Vs

1 THE REGIONAL TRANSPORT OFFICER,
CUM-SECRETARY REGIONAL
TRANSPORT AUTHORITY, VIRUDHUNAGAR.

2 THE MOTOR VEHICLES INSPECTOR,
GR.I SRIVILLIPUTHUR.

3 THE INSPECTOR OF POLICE,
SRIVILLIPUTHUR.

4 S.RAJA
(PERMIT NO.35/VNR/2002)
MARIAMMAN KOIL STREET,
SRIVILLIPUTHUR.

5 S.MARIAPPAN
(PERMIT NO.37/VNR/2002)
S/O KALYANI
21-A MADA KOIL ST.SRVILLIPUTH

6 K.VARADARAJAN
(PERMIT NO.36/VNR/2002)
21-A MADHA KOIL STREET,
SRIVILLIPUTHUR.

7 D.NAYAGAM
(PERMIT NO.9/VNR/2002)
1-A KEELA NEW STREET,
SRIVILLIPUTHUR.

8 V.MANOCHARAN
(PERMIT NO.19/VNR/2002)
56 MUDUKKU STREET,
SRIVILLIPUTHUR.

- 9 P.RRADHAKRISHNAN
(PERMIT NO.34/VNR/2002)
KANTHADAL STREET,
SRIVILLIPUTHUR.
- 10 D.ANNALAKSHMI
(PERMIT NO.2 8/VNR/2002)
1-A KEELA NEW STREET,
SRIVILLIPUTHUR.
- 11 D.N.NELLAI GANESAN
(PERMIT NO.10. 13/VNR/2002)
1-A KEELA NEW STREET,
SRIVILLIPUTHUR.
- 12 M.MUNIYANDI
(PERMIT NO.38/VNR/2002)
1-A IYYAMPATTI PILLAIYAR ST.
SRIVILLIPUTHUR.
- 13 D.SIVAPRAKASAM
(PERMIT NO.31/VNR/2002)
80/6AKADAMBANKULAM NORTH ST,
SRIVILLIPUTHUR.
- 14 S.PATHIRAJ
(PERMIT NO.33/VNR/2002)
5/30 INDIRA NAGAR,
SRIVILLIPUTHUR.
- 15 A.BALAMURUGAN
(PERMIT NO.27/VNR/2002)
NEW ST. SUNDARANPANDIAPURAM,
VATHIRAIRUPU,
SRIVILLIPUTHUR.
- 16 N.SHANMUGAM
(POERMIT NO.32/VNR/2002)
MARIAMMAN KOIL STREET,
SRIVILLIPUTHUR
- 17 V.MOHANARANGAN
(PERMIT NO.32/VNR/2002)
MARIAMMAN KOIL STREET,
SRIVILLIPUTHUR.
- 18 P.THANGADURAI
(PERMIT NO.26/VNR/2002)
MARIAMMAN KOIL STREET,
SRIVILLIPUTHUR

19 K.GOMATHISANKAR
(PERMIT NO.7/VNR/2002)
KEELA NEW STREET,
SRIVILLIPUTHUR

20 N.VAITHI
(PERMIT NO.11/VNR/2002)
MUDUKKU STREET,
SRIVILLIPUTHUR.

21 B.RAJA BROTHERS
(PERMIT NO.12/VNR/2002)
MARIAMMAN KOIL STREET,
SRIVILLIPUTHUR. Respondents in W.P.16703 of 2003

THE SECRETARY
REGIONAL TRANSPORT AUTHORITY
VIRUDHUNAGAR. Respondents in W.P.No.16715 of 2003
to 16717 of 2003

1 THE SECRETARY
REGIONAL TRANSPORT AUTHORITY,
VIRUDHUNAGAR.

2 THE MOTOR VEHICLES INSPECTOR,
GRADE-I, SRIVILLIPUTTUR.

3 THE MOTOR VEHICLES INSPECTOR
GRADE-II, SRIVILLIPUTTUR.
... Respondents in WP No.17044 of 2003
to 17047 of 2003, 17049 to 17054/2003,
17065 to 17068 OF 2003, 19376 and
19377 OF 2003 and
... R1 to R3 IN W.P.No.17048 OF 2003
and 17069 of 2003

4 S.K.P.MAHALINGAM
SON OF S.K.PARAMALAPPAN

5 F.EDWIN NOVA ...R4 AND R5 IN W.P.No.17048 of 2003

(Respondents 4 & 5 impleaded vide order dated 05/09/2003
made in WP MP No.23427 of 2003)

4 K.MARIAPPAN S/O.KRISHNASAMY,
NAICKER 8/6 DALDUVAI BUNGALOW,
KOVILAPATTI.

5 M.SUBBULAKSHMI W/O.MARIMUTHU
3/205 SEVARIAPURAM COLONY,
SIVAKASI ... R4 AND R5 IN W.P.NO.17069 OF 2003
(Respondents 4 & 5 impleaded as per order dated 05/09/2003 made
in WP MP 23426 of 2003)

1 THE SECRETARY
REGIONAL TRANSPORT AUTHORITY,
VIRUDHUNAGAR.

2 THE MOTOR VEHICLES INSPECTOR,
SIVAKASI. ... Respondents in W.P.No.17192 of 2003
and 17193 and 17248 of 2003 of 2003

1 THE REGIONAL TRANSPORT
OFFICER-CUM-SECRETARY REGIONAL
TRANSPORT AUTHORITY, VIRUDHUNAGAR.

2 THE MOTOR VEHICLES INSPECTOR
GR.I SIVAKASI.

3 THE INSPECTOR OF POLICE,
SIVAKASI.

4 R.RAMAN
570 NEHRUJI NAGAR, ANAIYUR,
SIVAKASI.

5 R.SHANTHI
570 NEHRUJI NAGAR, ANAIYUR,
SIVAKASI.

6 M.KANNIAH,
5/191/C7 MEENAMPATTI, ANUPPANKULAM,
SIVAKASI.

7 A.ALAGURAJA
5/191 H MEENAMPATTI, ANUPPANKULAM,
SIVAKASI. ... Respondents in W.P.No.17585 of 2003

Prayer: Writ Petitions filed under Article 226 of the
Constitution of India, to issue a Writ of Mandamus,

i)directing the respondents 1 to 3 to cancel the permits
issued to the respondents 4 to 21 to ply the Five Seater
Autorickshaws in Srivilliputhur Town.(W.P.No.16703 of 2003)

ii) forbearing the respondent and his subordinates from interfering with the operation of the Petitioner's Vehicle No.TN67/S-67/S-7421, TN-67/S-7447, TN-67/S-7428 respectively covered by share auto permit valid till 10.04.2007. (W.P.Nos.16715 of 2003, 16716 of 2003, 16717 of 2003)

iii) forbearing the respondents from interfering with the Petitioner's plying his Vehicle bearing registration No.TN-67-S/8488, TN-67-S/7477, TN-67-S/7677, TN-67-S/7449, TN-67-S/8388 and TN-67-S/8199, respectively covered by a share auto permit valid till 17.04.2007, 14.04.2007, 14.04.2007, 17.04.2007 and 14.04.2007 respectively as per the permit conditions. (W.P.Nos.17044 of 2003 to 17049 of 2003)

iv) forbearing the respondents from interfering with the Petitioner's plying his Vehicle bearing registration No.TN-67-S/8383, TN-67-S/7454, TN-67-S/7557, TN-67-S/8080, and TN 67-S/7797 respectively covered by a share auto permit valid till 17.04.2007, 14.04.2007, 14.04.2007, 14.04.2007 and 12.03.2007 respectively as per the permit condition. (W.P.Nos.17050 to 17054 of 2003)

v) forbearing the respondents from interfering with the Petitioners plying his Vehicle bearing Registration No.TN-67-T/9396, TN-67,T/9559,TN-67-T/8521, TN-67-S/8182 and TN-67-T/9293 respectively covered by a share auto permit valid till 18/04/2007, 18/04/2007, 17/04/2007, 07/04/2007 and 12.03.2007 respectively as per the permit conditions. (W.P.Nos.17065 of 2003 to 17069 of 2003)

vi) forbearing the respondents from interfering with the Petitioners plying his Vehicle bearing Registration No.TN-67-T/9199 and TN-67-T/8799 respectively covered by a share Auto permit valid till 15.04.2007 and 14.04.2007, as per the permit conditions. (W.P.No.17192 of 2003 & 17193 of 2003)

vii) forbearing the respondents from interfering with the Petitioners plying his Vehicle bearing Registration No.TN-67-T/9394 covered by a share Auto permit valid till 14.04.2007 as per the permit conditions. (W.P.No.17248 of 2003)

viii) directing the respondents 1 to 3 to cancel the permits issued to the Respondents 4 to 7 to ply the five seater Auto rickshaws in Sivakasi Town. (W.P.No.17585 of 2003)

ix) forbearing the respondents from interfering with the petitioner's plying of his Vehicle bearing Registration No.TN-67-S/8283 and TN-67-S/8485 covered by a share auto permit till 17.04.2007 as per the permit conditions. (W.P.No.19376 of 2003 and 19377 of 2003)

For Petitioner (in all) : No Appearance.

Mr.Pratap Singh,

Government Advocate : For R1 to R3 in

W.P.No.16715 of 2003

to 16717 of 2003

W.P.No.17044 of 2003

to 17047 of 2003 and

17049/2003,

W.P.Nos.17048/2003, 17050 to
17054/2003, 17065 to 17069/2003,

17585/2003, 19376/2003 and

19377 of 2003

and for Respondents 1 & 2 in

W.P.Nos.17192 of 2003 and

17193 of 2003, 17248 of 2003

Respondent 4 to 21

in W.P.No.16703 of 2003 :No Appearance

Respondent 4 to 7

in W.P.No.17585 of 2003 : NO Appearance

C O M M O N O R D E R

None of the petitioners are present before me when the batch is called.

2. Mr.R.P.Prathap Singh, learned Government Advocate appearing for the respondents points out that the writ petitions are all rendered infructuous, in the the light of the fact that the permits that are under challenge are only for a limited period and have long expired.

3. Recording this position, these writ petitions are dismissed. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

rkp

To

1.The Regional Transport Officer-
cum-Secretary,
Regional Transport Authority,
Virudhunagar.

2.The Motor Vehicles Inspector Gr.I,
Srivilliputhur.

3.The Motor Vehicles Inspector GrII,
Srivilliputhur.

4.The Inspector of Police,
Srivilliputhur.

5.The Secretary,
Regional Transport Authority,
Virudhunagar.

6.The Motor Vehicles Inspector,
Sivakasi.

7.The Motor Vehicles Inspector,
Grade I, Sivakasi.

+lcc to the Government Pleader Sr.81936

W.P.Nos.16703, 16715 to 16717, 17044 to 17049,
17050 to 17054, 17065 to 17069, 17192 and 17193,
17248, 17585, 19376 and 19377 of 2003

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