



THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.04.2019

CORAM:

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN**W.P. (MD) No. 11290 of 2019**

M. Karunakaran

... Petitioner

Vs

1. The Sub Collector/Revenue Divisional Officer,
Office of the Revenue Divisional Officer,
Kulithalai, Karur District.
2. The Inspector of Police,
Mayanur Police Station,
Karur District.
3. The Assistant Director (Mines and Minerals),
Office of the Assistant Director (Mines and Minerals),
Collectorate Building,
Karur District.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents to release the petitioner's vehicle viz., "L & T Komatsu PC 130 Excavator" bearing Chassis No. 'NL52031' within the time limit that may be stipulated by this Court.

For Petitioner : Mr. S. P. Naveen Kumar
For Respondents : Mr. M. Karuppasamy
Government Advocate

ORDER

Heard the learned counsel on either side. By consent of both parties this writ petition is taken up for final disposal at the admission stage itself.

2. The petitioner's vehicle was seized by the police in connection with criminal case pertaining to illegal transportation of sand. It was also produced before the learned Jurisdictional Magistrate. The learned counsel for the petitioner stated that an application filed by the petitioner for return of the vehicle was dismissed.

3. The petitioner is permitted to move the learned jurisdictional Magistrate under Section 451 Cr.P.C., and the learned Jurisdictional Magistrate is directed to entertain the application and dispose the same on merits and in accordance with law.



4. With the above liberty, the Writ Petition is closed. No costs.

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Assistant Registrar(CS-III)

/True Copy/

Sub Assistant Registrar(CS-IV)

To

1. The Sub Collector/Revenue Divisional Officer,
Office of the Revenue Divisional Officer,
Kulithalai, Karur District.
2. The Inspector of Police,
Mayanur Police Station,
Karur District.
3. The Assistant Director (Mines and Minerals),
Office of the Assistant Director (Mines and Minerals),
Collectorate Building,
Karur District.

+1 CC to Mr.S.P.NAVEEN KUMAR, Advocate (SR-64923[F] dated
02/05/2019)

+1 CC to SPL GP (SR-65205[F] dated 03/05/2019)

W.P. (MD) No.11290 of 2019
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