



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Date : 06.03.2019

CORAM:

THE HONOURABLE MR.JUSTICE **G.R.SWAMINATHAN**

W.P. (MD) No.5303 of 2019

WEB COPY

Ramaraj

... Petitioner

Vs

1.The Sub-Collector cum
Revenue Divisional Officer,
Sivakasi, Virudhunagar District.

2.The Sub Inspector of Police,
Koomapatty Police Station,
Virudhunagar District.

3.The Assistant Director of Geology and Mining,
Virudhunagar District,
Virudhunagar.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, to direct the first respondent to release the petitioner's vehicle of Tractor bearing Registration No.TN 67 AL 6158 and Trailer bearing Registration No.TN 67 AM 5518 and consequently to hand over the above vehicle to the petitioner forthwith, by considering the petitioner's representation dated 13.02.2019 within the time limit that may be stipulated by this Court.

For Petitioner : Mr.M.S.Jeyakarthik
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.

Sd/-
Assistant Registrar(cs-I)

/True Copy/

WEB COPY

Sub Assistant Registrar

To

- 1.The Sub-Collector cum
Revenue Divisional Officer,
Sivakasi, Virudhunagar District.
- 2.The Sub Inspector of Police,
Koomapatty Police Station,
Virudhunagar District.
- 3.The Assistant Director of Geology and Mining,
Virudhunagar District,
Virudhunagar.

+1cc to Mr.M.S.Jeyakarthik, Advocate, SR.No.52213
+1cc to Special Government Pleader, SR.No.52428

W.P.(MD)No.5303 of 2019
06.03.2019

SP/14.03.2019/ 2P/6C