



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Date : 25.03.2019

CORAM:

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

W.P. (MD) No.6973 of 2019

P.Malaichamy

... Petitioner

Vs

1.The Revenue Divisional Officer,
Revenue Divisional Office,
Madurai.

2.The Assistant Director,
Geology and Mining Department,
Madurai.

3.The Inspector of Police,
M.Kallupatti Police Station,
Madurai District.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, to direct the respondents to release the petitioner's Tractor bearing Registration No.TN 72 Q 0226 and trailer Registration No.TN 67 AZ 5869 from the custody of the third respondent by considering the petitioner representation dated 12.03.2019 within a time framed fixed by this Court.

For Petitioner : Mr.J.Senthil Kumaraiah

For Respondents : Mr.M.Rajarajan
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.



WEB COPY

2

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

Sd/-

Assistant Registrar (CO)

// True Copy //

Sub Assistant Registrar(CS I)

To

1.The Revenue Divisional Officer,
Revenue Divisional Office,
Madurai.

2.The Assistant Director,
Geology and Mining Department,
Madurai.

3.The Inspector of Police,
M.Kallupatti Police Station,
Madurai District.

+1 CC to M/s.SPL GP (SR-56600[F] dated 26/03/2019)

+1 CC to M/s.J.SENTHIL KUMARAI AH, Advocate (SR-56675[F] dated 26/03/2019)

W.P. (MD) No. 6973 of 2019

25.03.2019

DS/ /SAR- (26.03.2019) 2 P 6C