

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.08.2020

CORAM

THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU

W.P.No.8244 of 2020

Kailash Chand Choudhary
Son of Sujan Chand Choudhary
Jat Mohalla, Derathteh,
Nasirabad, Ajmer District,
Rajasthan - 305 601 Petitioner

Vs

1. The Regional Transport Officer,
Erode (West),
Erode District.
2. The Inspector of Police,
Karungalpalayam Police Station,
Erode District.
3. M.Sivakumar,
The Motor Vehicles Inspector Grade -1,
Regional Transport Office,
Erode (West). ... Respondents

Prayer:

Writ Petition filed under Section Article 226 of the Constitution of India praying Writ of Mandamus to direct the 2nd respondent to release the Petitioner's articulated vehicle bearing Reg.No.RJ09GC9169 forthwith.

For Petitioner :Mr.R.Sashe

for Mr.M.Guruprasad

For Respondents :Mr. R.Govindasamy

Special Government Pleader

O R D E R

This matter is taken up for hearing through Video-Conferencing mode.

2. This Writ petition is filed seeking for release of vehicle bearing Reg.No.RJ09GC9169 forthwith by the 2nd respondent.

3. Heard both sides.

4. It seems that as against the driver of the vehicle, a criminal case has been filed in Crime No.87/2020 under Sections 420, 466, 468 and 471 IPC alleging that he has produced some false receipt for paying the fine. Therefore, the vehicle was seized. It is further seen from the counter affidavit filed by the respondents that the vehicle is to be produced before the concerned Criminal Court.

5. Since the vehicle is to be produced before the Criminal Court, it is for the petitioner to work out his remedy by making appropriate application before the concerned Court for release of the vehicle. Needless to state that if any such application is filed, it is for the concerned Court to consider such application and pass orders on the same on merits and in accordance with law. By granting such liberty to the petitioner, this writ petition is disposed of, without expressing any view on the merits of the matter. No costs.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

vri/vsi
To

1. The Regional Transport Officer,
Erode (West),
Erode District.

2. The Inspector of Police,
Karungalpalayam Police Station,
Erode District.

3. M. Sivakumar,
The Motor Vehicles Inspector Grade -1,
Regional Transport Office,
Erode (West).

+1 cc to M/s. M. Guruprasad, Advocate Sr.No.26438

MP (CO)
RMP (29/10/2020)

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