



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.03.2020

CORAM:

THE HONOURABLE MR. JUSTICE P.N.PRAKASH

AND

THE HONOURABLE MR. JUSTICE B.PUGALENDHI

W.P. (MD) No.2925 of 2020

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Tamilnadu Maha Sourashtra Sabha

Rep. by R.K.Baskar

Managing Trustee

S/o.Krishna Iyer

No.24D Karaipattarai Lane

Balarengapuram

Madurai

: Petitioner

Vs.

1.The State of Tamil Nadu

Rep. by Principal Secretary,

Transport Department

Secretariat, Chennai.

2.The Director,

Tamil Nadu Transport Corporation

Thiruvalluvar House,

Pallavan Salai

Chennai.

3.The District Collector,

Madurai District,

Madurai.

4.The Joint Secretary

Tamil Nadu Transport Corporation

Plot No.14, VOC 2nd Street & Bypass Road,

Arulnagar, State Bank Supervisors Colony,

Madurai.

5.The Regional Transport Office,

Madurai Central

Madurai.

: Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus to direct the respondents to give tax exemption to the school buses Nos.TN 21-AV-9795, TN49-F-9599, TN-31-D-6464, TN-38-BU-2884, TN-64-B-3384, TN-64-B-3416 of Sourashtra Girls Aided Higher Secondary School, Anuppanadi Madurai and to give free maintenance service to the school buses Nos.TN 21-AV-9795, TN49-F-9599, TN-31-D-6464, TN-38-BU-2884, TN-64-B-3384, TN-64-B-3416 of Sourashtra Girls Aided Higher Secondary School, Anuppanadi Madurai by considering the petitioner's representation dated 16.12.2019



For Petitioner : Mr.R.Kannan
For Respondents : Mr.R.Sethuraman
Special Government Pleader

ORDER

(Order of the Court was made by P.N.PRAKASH, J.)

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It is the case of the petitioner that he had donated four old buses to Sourashtra Girls Aided Higher Secondary School, Anuppanadi, Madurai in the year 2019 and that the said School is unable to pay the necessary motor vehicle taxes to the department and therefore, the petitioner has filed the above writ petition as a Public Interest Litigation.

2. In the opinion of this Court, the above prayer will not fall within the ambit of Public Interest Litigation, inasmuch as it is for the said School to approach the Government for exemptions under the Act, if any and if they are eligible.

3. In such view of the matter, this petition is devoid of merits and the same is accordingly dismissed. However, liberty is granted to the School to approach the appropriate authority in the manner known to law. No costs.

Sd/-

Assistant Registrar (P&A)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

RR

To

- 1.The Principal Secretary,
State of Tamil Nadu,Transport Department
Secretariat, Chennai.
 - 2.The Director,
Tamil Nadu Transport Corporation
Thiruvalluvar House,
Pallavan Salai, Chennai.
 - 3.The District Collector,
Madurai District, Madurai.
 - 4.The Joint Secretary
Tamil Nadu Transport Corporation
Plot No.14, VOC 2nd Street & Bypass Road,
Arulnagar, State Bank Supervisors Colony,
Madurai.
 - 5.The Regional Transport Office,
Madurai Central,Madurai.
- +1 CC to M/s.R.KANNAN, Advocate (SR-10123[F] dated 05/03/2020)
+1 CC to M/s.SPL.GP (SR-10161[F] dated 05/03/2020)