



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.08.2020

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.7228 of 2020

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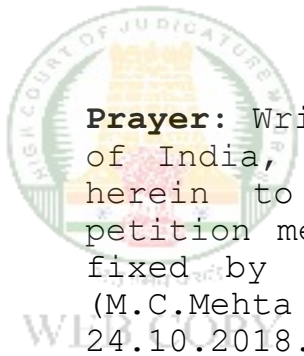
Mani Nagappa Motors Madurai Private Limited
Rep. by its Managing Director
Thiru M.Somu

... Petitioner

Vs.

1. The Regional Transport Officer,
Madurai Central,
Madurai
2. The Regional Transport Officer,
Melur, Madurai
3. The Regional Transport Officer,
Madurai North, Madurai
4. The Regional Transport Officer,
Madurai South, Madurai
5. The Regional Transport Officer,
Paramakudi,
Ramanathapuram District.
6. The Regional Transport Officer,
Sivagangai,
Sivagangai District.
7. The Regional Transport Officer,
Sivakasi,
Virudhunagar District.
8. The Regional Transport Officer,
Thirumangalam,
Madurai District.
9. The Regional Transport Officer,
Usilampatti,
Madurai District.
10. The Regional Transport Officer,
Virudhunagar,
Virudhunagar District.

... Respondents



Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents herein to issue certificate of registration forthwith to the petition mentioned vehicles which are sold within the cut off date fixed by the Hon'ble Apex Court in WP Civil No.13029 of 1985 (M.C.Mehta Vs. Union of India and others), vide order dated 24.10.2018.

For Petitioner : Mr.B.Saravanan
for Mr.AL.Kannan

For Respondents : Mr.P.Mahendran
Additional Government Pleader

O R D E R

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 is engaged in buying and selling of motor-cycles. The petitioner had sold the petition mentioned vehicles, which are not BS-IV compliant. The petitioner's grievance is that the respondents have not registered the said vehicles. The petitioner's counsel points out that the sales had taken place prior to the cut off date viz., 31.03.2020 stipulated by the Hon'ble Supreme Court. The petitioner's counsel drew my attention to a recent order passed by the Hon'ble Supreme Court, dated 13.08.2020 in W.P.(Civil) No.13029 of 1985 (M.C.Mehta Vs. Union of India and others). In the said order, the Hon'ble Supreme Court has held that they have allowed registration of such vehicles which could not be registered during the time of March - 2020.

3. The Government Counsel confirms the veracity of the statement made by the petitioner and I am satisfied that the sales in question have taken place prior to the cut off date. Therefore I have no hesitation to allow the writ petition as prayed for.

4. The Writ Petition is allowed accordingly. There shall be no order as to costs.

Sd/-

Assistant Registrar

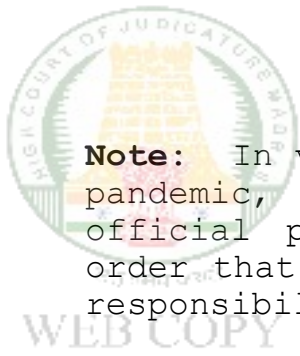
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/ /2020

Sub Assistant Registrar(CS)

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<https://hcservices.ecourts.gov.in/hcservices/>



Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To:

1. The Regional Transport Officer,
Madurai Central, Madurai
2. The Regional Transport Officer,
Melur, Madurai
3. The Regional Transport Officer,
Madurai North, Madurai
4. The Regional Transport Officer,
Madurai South, Madurai
5. The Regional Transport Officer,
Paramakudi, Ramanathapuram District.
6. The Regional Transport Officer,
Sivagangai, Sivagangai District.
7. The Regional Transport Officer,
Sivakasi, Virudhunagar District.
8. The Regional Transport Officer,
Thirumangalam, Madurai District.
9. The Regional Transport Officer,
Usilampatti, Madurai District.
10. The Regional Transport Officer,
Virudhunagar, Virudhunagar District.

+1 CC to The GP (SR-14774[F] dated 24/08/2020)

W.P. (MD)No.7228 of 2020
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