



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 31.08.2020

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.10449 of 2020

Sangeetha

... Petitioner

Vs.

1. The Revenue Divisional Officer,
Illuppur Division,
Pudukkottai District.

2. The Inspector of Police,
Karaiyur police station,
Pudukkottai District.

3. The Assistant Director,
Mines and Mineral Department,
Pudukkottai 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 release the vehicle JCB(Earth moving machine) bearing registration No.TN 55-BA-4735 in connection with FIR in Crime No.97 of 2020 on the file of the second respondent to the petitioner forthwith.

For Petitioner : Mr.A.Arun Prasad
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. This writ petition has been filed seeking release of the petition mentioned vehicle.

3. The learned Additional Government Pleader states that in this case, First Information Report has been registered in Crime No.97 of 2020 on the file of the second respondent and that the vehicle has also been produced before the jurisdictional criminal Court.



4. Therefore, the petitioner has to necessarily move the jurisdictional Court for return of vehicle. I make it clear that I have not gone into the merits of the matter. The writ petition is dismissed. The petitioner is given liberty to move the jurisdictional Court. As and when the petition is filed, the same will be disposed on merits and in accordance with law by the jurisdictional Court within a period of ten days, thereafter. No costs.

Sd/-

Assistant Registrar(CS-II)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

pmu

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 Revenue Divisional Officer,
Illuppur Division,
Pudukkottai District.
2. The Inspector of Police,
Karaiyur police station,
Pudukkottai District.
3. The Assistant Director,
Mines and Mineral Department,
Pudukkottai District.

+1 CC to M/s.GP (SR-15552[F] dated 01/09/2020)

W.P. (MD)No.10449 of 2020

31.08.2020

scr(CO)

TR(07.09.2020) 2P 5C