



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 15.07.2020

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P. (MD) .No.20854 and 21182 of 2018

and

W.M.P. (MD) Nos.18630, 18631 and 19026 of 2018

W.P. (MD) .No.20854 of 2018 :

Tenkasi Region Driving School Owners' Association,
(Regd.No.147/2017),
Rep.by its President,
New No.174, Old No.69/A, South Cart Street,
Tenkasi, Tirunelveli District - 627 811.

: Petitioner

1.The Union of India

Rep.by its Secretary,
Ministry of Road Transport and Highways,
Transport Bhavan 1, SansadMarg,
New Delhi. - 110 001.

2.The Transport Commissioner,

Ezhilagam, Chepauk,
Chennai - 600 005.

3.The Regional Transport Officer,

Tenkasi, Tenkasi Region,
Tirunelveli District.

4.The Regional Transport Officer,

Tirunelveli Region,
Tirunelveli District.

...Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, forbearing the respondents 2 to 4 from insisting of complying with the amended rule namely, the proviso to clause (b) of sub-rule(1) of rule 17 and the amendment brought to for serial number 20 and the entries relating thereto under the head "E Medium and Heavy Vehicle Driving Theory II" as inserted under sub-rule(1) of rule 31 and the Form 5A, till the respondents provide the infrastructure facilities as contemplated under this amended rule.



For Petitioner
For Respondents

: Mr.M.Palani
: Mrs.S.Srimathy,
Special Government Pleader for R2 to R4
:Mr.B.Rajesh Saravanan for R1

W.P. (MD) .No.21182 of 2018 :

Tamil Nadu Illakuraka and
Kandaraga Vakana Payirchi Palli,
Urimaiyalarkal Nala Sangam,
Represented through its Secretary,
A.John Martin : Petitioner

Vs.

- 1.The Union of India,
Represented by its Secretary,
Ministry of Road Transport and Highways,
Transport Bhavan, 1 Sansad Marg,
New Delhi - 110 001.
- 2.The Transport Commissioner,
Transport Department,
Ezhilagam, Chepauk,
Chennai- 5.
- 3.The Regional Transport Officer,
Trichy.
- 4.The Regional Transport Officer,
Transport Department, Trichy West,
Trichy.
- 5.The Regional Transport Officer,
Srirangam, Trichy District.
- 6.The Regional Transport Officer,
Transport Department,
Marthandam, Kanyakumari District.
- 7.The Regional Transport Officer,
Transport Department, Perambalur.
- 8.The Regional Transport Officer,
Transport Department, Coimbatore Central,
Coimbatore.
- 9.The Regional Transport Officer,
Transport Department,
Coimbatore West, Coimbatore.



10.The Regional Transport Officer,
Transport Department,Coimbatore North,
Thudiyalur, Coimbatore.

11.The Regional Transport Officer,
Transport Department,
Gobichettipalayam, Erode District.

12.The Regional Transport Officer,
Transport Department, Pollachi,
Coimbatore.

13.The Regional Transport Officer,
Transport Department,
Dindivanam, Villupuram District.

14.The Regional Transport Officer,
Transport Department,
Salem East, Salem.

15.The Regional Transport Officer,
Transport Department, Sankagiri,
Salem District.

... Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, forbearing the respondents 2 to 15 from insisting of complying with the Amended Rule namely the proviso to Clause (b) of Sub-Rule (1) of Rule 17 and the amendment brought to Serial Number 20 and the entries relating thereto under the head "E Medium and Heavy Vehicle Driving Theory II" as inserted under Sub-Rule(1) of Rule 31 and the Form 5A prescribed thereunder, till the respondents provide the infrastructure facilities as contemplated under this Amended Rule.

For Petitioner : (*) **Mr.C.Vakeeswaran**

For R1 : Mr.B.Rajesh Saravanan

For R2 to R4 : Mrs.S.Srimathy,

Special Government Pleader

COMMON ORDER

The learned counsel appearing for the petitioner (in both petitions) submits that these Writ Petitions have become infructuous. Hence, nothing survives for further adjudication in these Writ petitions.



2. Recording the said submission, the Writ Petitions are dismissed as infructuous. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar

(*) Revised order copy issued as per order of this Court dated 30/07/2020

/True Copy/

/ / 2020

Sub Assistant Registrar

das

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

(*) To be Substituted the order already despatched on 24.07.2020

1. The Secretary,
Union of India
Ministry of Road Transport and Highways,
Transport Bhavan 1, Sansad Marg,
New Delhi. - 110 001.
2. The Regional Transport Officer,
Tenkasi, Tenkasi Region,
Tirunelveli District.
3. The Regional Transport Officer,
Tirunelveli Region, Tirunelveli District.
4. The Transport Commissioner,
Transport Department,
Ezhilagam, Chepauk, Chennai- 5.
5. The Regional Transport Officer,
Trichy.
6. The Regional Transport Officer,
Transport Department, Trichy West,
Trichy.
7. The Regional Transport Officer,
Srirangam, Trichy District.



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Transport Department,
Marthandam, Kanyakumari District.

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Transport Department,
Coimbatore West, Coimbatore.

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Transport Department,Coimbatore North,
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Transport Department, Pollachi,
Coimbatore.

15.The Regional Transport Officer,
Transport Department,
Dindivanam, Villupuram District.

16.The Regional Transport Officer,
Transport Department,
Salem East, Salem.

17.The Regional Transport Officer,
Transport Department, Sankagiri,
Salem District.

ORDER MADE IN
W.P. (MD) .No.20854 and 21182 of 2018 and
W.M.P. (MD) Nos.18630, 18631 and 19026 of 2018
15.07.2020

SMA/31/07/2020/5P/18C