



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.04.2021

CORAM :

**The Hon'ble Mr.JUSTICE T.S.SIVAGNANAM**  
**AND**  
**The Hon'ble Mrs.JUSTICE S.ANANTHI**

W.P. (MD) No.4138 of 2021

Elayaraja

.. Petitioner

Vs

1. The Revenue Divisional Officer,  
Kumbakonam, Thanjavur District.
2. The Assistant Director,  
Mines and Minerals Department,  
Thanjavur.
3. The Inspector of Police,  
Kabisthalam Police Station,  
Thanjavur District.  
(Crime No.959 of 2020)

... Respondents

PRAYER: Petition under Article 226 of the Constitution of India seeking issuance of a writ of Mandamus, to direct the respondents, to release the petitioner's vehicle i.e., Mahendra Tractor bearing Registration No.TN 49 AY 7547 along with vehicle of bullock cart seized by the 3rd respondent dated 15.12.2020, on the basis of the petitioner's representation dated 20.01.2021.

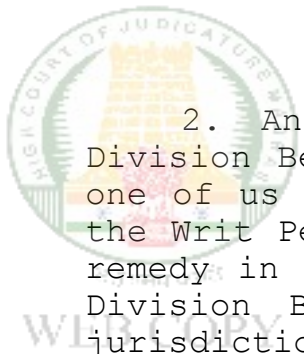
For Petitioner : Mr.U.Uma Maheswaran

For respondents : Mr.A.Karthik,  
Government Advocate

ORDER

[Order of the Court was made by **T.S.SIVAGNANAM, J.**]

Heard Mr.U.Uma Maheswaran, learned counsel appearing for the petitioner and Mr.A.Karthik, learned Government Advocate, appearing for the respondents.



2. An identical issue has been considered by the Hon'ble Division Bench of this Court in W.P.(MD).No.3998 of 2021, to which one of us (Hon'ble Mrs. Justice S.Ananthi) is a party, has closed the Writ Petition, giving liberty to the petitioner to work out the remedy in the manner known to law. In tune with the order of the Division Bench, if the petitioner files a petition before the jurisdictional designated Court, such Court shall dispose of the same on merits and in accordance with law.

3. In the light of the above order, the writ petition stands disposed of with similar observations made in W.P.(MD).No.3998 of 2021. No costs.

Sd/-

Assistant Registrar (T&P)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

*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,  
Kumbakonam, Thanjavur District.
2. The Assistant Director,  
Mines and Minerals Department,  
Thanjavur.
3. The Inspector of Police,  
Kabistharam Police Station,  
Thanjavur District.

+1 CC to M/s.SPL GP ( SR-16024[F] dated 16/04/2021 )

W.P.(MD) No.4138 of 2021

15.04.2021

AK(26/02/2021) 2P 5C