



W.P. No. 33865 of 2015

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.10.2022

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 33865 of 2015

and

M.P. No. 1 of 2015

Om Sri Vivekananda Educational Trust,
Rep. by its Authorised Signatory,
Attur Main Road, Ramalingapuram,
Salem - 636 106.

... Petitioner

-VS-

1. The Government of India,
Rep. by its Seceretary,
Department of Road Transport and Highways,
Minsitry of Shipping, Road Transport and Highways,
New Delhi.
2. National Highways Authority of India,
Rep. by its Chairman,
G-5 & 6, Sector - 10,
Dwaraka, New Delhi - 110 075.
3. The Project Director,
National Highways Authority of India,
Project Implementation Unit,
VSA Commercial Complex,
9-11, Omalur Main Road,
Salem - 636 004.
4. M.V.R. Infrastructure and Tollways Pvt. Ltd.,
Kottagoundampatty,
Omalur Taluk,
Salem District - 636 011.

... Respondents



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Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Declaration, declaring that the benefit of Paragraph 7(b)(ii) of the Notification of the First Respondent in S.O.1178(E), dated 08.05.2009 is available to all the "educational institution buses" more specifically mentioned in the Schedule hereunder as defined in Section 2(11) of the Motor Vehicles Act and not only for 'school buses'.

The Schedule

TN-63/W-9399, TN-34/H-2525, TN-30/F-2992
TN-31/K-1425, TN-49/AB-3019, TN-34/H-1199
TN-29/AC-9799, TN-30/L-6799, TN-31/F-9898
TN-23/AD-1999, TN-48/E-6166, TN-34/D-0582
TN-51/T-9257, etc.

For Petitioner : Mr. Kandhan Duraisami

For Respondents : Mr. D.Simon (for R1 and R2)

Mr. Su.Srinivasan (for R3)

Mr. J.Kannan (for R4)

ORDER

Learned Counsel for the Petitioner seeks permission of the Court to withdraw this Writ Petition and he has made an endorsement to that effect in the court record.



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2. In view of the same, the Writ Petition is dismissed as withdrawn.

Consequently, the connected Miscellaneous Petition is closed. No costs.

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Index: Yes/No

Note: Issue order copy by 15.11.2022.

To

1. The Secretary to Government of India,
Department of Road Transport and Highways,
Minsitry of Shipping, Road Transport and Highways,
New Delhi.
2. The Chairman,
National Highways Authority of India,
G-5 & 6, Sector - 10,
Dwaraka, New Delhi - 110 075.
3. The Project Director,
National Highways Authority of India,
Project Implementation Unit,
VSA Commercial Complex,
9-11, Omalur Main Road,
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4. M.V.R. Infrastructure and Tollways Pvt. Ltd.,
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Salem District - 636 011.



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P.D. AUDIKESAVALU, J.

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