



WEB COPY



W.P.No.27632 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.09.2023

CORAM

MR.JUSTICE N.SESHASAYEE

W.P.No.27632 of 2023

Amutha

... Petitioner

Vs.

1.The District Revenue Officer,
District Collector Office,
Thiruvallur,
Thiruvallur District.

2.State rep. by
The Sub Inspector of Police,
CSCID Thiruvallur Police Station,
Chennai.
(Crime No.189 of 2023)

... Respondents

PRAYER: The writ petition filed under Article 226 of the Constitution of India, for issuance of a writ of Mandamus, directing the 1st respondent herein to release the Vehicle namely ASHOK LEYLAND BADA DOST in bearing Registration No.TN-05-CF-6303 to the petitioner.



W.P.No.27632 of 2023

For Petitioner : Mr.R.Sasikumar
For R1 : Mr.V.Manoharan,
Additional Government Pleader
For R2 : Mr.N.Muthuvel,
Government Advocate (Crl. Side)

ORDER

The petitioner complaints that his lorry bearing Registration No.TN-05-CF-6303 has been seized by the second respondent on the allegation of smuggling of PDS rice.

2.Mr.V.Manoharan, learned Additional Government Pleader takes notice for the first respondent and Mr.N.Muthuvel, learned Government Advocate (Crl. Side) takes notice for the second respondent.

3.The learned Government Advocate makes a statement this is the second occasion the petitioner's lorry is involved in smuggling and that on an earlier occasion he was slapped with a penalty of Rs.1,75,000/- Vide proceedings dated 25.01.2023 of the Assistant Commissioner. He further added that the petitioner has been served with a notice for enquiry under Section 6 A of the



W.P.No.27632 of 2023

Essential Commodities Act, 1955 and the enquiry is to take place on
05.10.2023.

4.Inasmuch the legal process is on, post the seizure of the vehicle, this Court deems it appropriate not to interfere with the ongoing proceedings initiated. The petitioner is now required to participate and put forth his defense before the Enquiry Officer.

5.The Writ Petition is disposed of accordingly. No costs.

21.09.2023

Tsg
To

1.The District Revenue Officer,
District Collector Office,
Thiruvallur,
Thiruvallur District.

2.State rep. by
The Sub Inspector of Police,
CSCID Thiruvallur Police Station,
Chennai.
(Crime No.189 of 2023)



WEB COPY



W.P.No.27632 of 2023

N.SESHASAYEE, J.
Tsg

W.P.No.27632 of 2023

21.09.2023