



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF APRIL, 2024

PRESENT

THE HON'BLE MR. N. V. ANJARIA, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE KRISHNA S. DIXIT

WRIT PETITION No. 51777 OF 2019 (GM-RES)

BETWEEN:

1. MOHAMMED DASTAGIR,
S/O ABDUL RAHAMAN,
AGED 65 YEARS,
No.159, 4TH MAIN,
UDAYAGIRI 2ND STAGE,
MYSURU-570019.
(PARTY IN PERSON)

...PETITIONER

(BY SRI MOHAMMED DASTAGIR, PARTY-IN-PERSON)

AND:

1. RAILWAY BOARD,
REPRESENTED BY ITS CHAIRMAN,
RAIL BHAVAN,
RAISINA ROAD,
NEW DELHI-110001.
2. SOUTH WESTERN RAILWAY,
REPRESENTED BY ITS PRINCIPAL
CHIEF COMMERCIAL MANAGER,
BHAVANI NAGAR, SUVIDHA COLONY,
HUBBALLI-580023.

...RESPONDENTS

(BY SRI VENKATANARAYANA B. S., ADVOCATE FOR R1 & R2)

Digitally signed
by RUPA V
Location: HIGH
COURT OF
KARNATAKA



THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA BY PARTY-IN-PERSON PRAYING TO DECLARE THAT LEVY AND COLLECTION OF SUPERFAST SURCHARGE ON MALGUDI EXPRESS IS NOT AUTHORIZED BY LAW AND HENCE ILLEGAL AND VOID AB INITIO. DIRECT THE RESPONDENT TO STOP LEVYING AND COLLECTING SUPERFAST SURCHARGE FROM PASSENGERS TRAVELING IN MALGUDI EXPRESS AND ETC.

THIS WRIT PETITION COMING ON FOR ORDERS THIS DAY, **CHIEF JUSTICE** MADE THE FOLLOWING

ORDER

The petitioner-party in person Mr.Mohammed Dastagir appeared through video conferencing and invited the attention of the Court to the memo filed by him dated 05.02.2024.

2. It is stated in the aforesaid memo that in the petition, the grievance was with regard to illegal collection of superfast charges from the passengers travelling by train - Malgudi Express. It is further stated that in view of passage of time, the prayers in the petition have become infructuous and the petitioner does not intend to pursue with the petition any further.

3. Accordingly, permission is prayed for to withdraw the petition.



4. The permission as prayed for is granted.
5. Accordingly, the writ petition is dismissed as withdrawn.

**Sd/-
CHIEF JUSTICE**

**Sd/-
JUDGE**

RV
List No.: 1 SI No.: 96