



W.P.(MD) No.9636 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 26.06.2024

CORAM

**THE HON'BLE MR.JUSTICE C.SARAVANAN**

**W.P.(MD)No.9636 of 2024**

**and**

**W.M.P.(MD)No.8738 of 2024**

R. Viswakumar

... Petitioner

Vs.

- 1.The Regional Transport Officer,  
Madurai North,  
Opposite to Mattuthavani Bus Stand,  
Near Pudukulam,  
TNSTC Depo.  
K.Pudur, Madurai - 625 007.
- 2.Vaighai Motorcycles Pvt. Ltd.,  
D.No.167, Theni Main Road,  
P.P.Nagar Extn.,  
Kochadai, Madurai – 625 016.
- 3.Manas Mohammed,  
MNS Consulting,  
No.18. Khan School,  
Opp. Ansari Nagar,  
4<sup>th</sup> Street, Mapalayam,  
Madurai – 625 016.
- 4.I. Sirajudeen,  
MNS Consulting,  
No.18. Khan School,  
Opp. Ansari Nagar,  
4<sup>th</sup> Street, Mapalayam,  
Madurai – 625 016.



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5.The Inspector of Police,  
SS Colony Police Station,  
Madurai – 625 016.

... Respondents

**Prayer:-** Writ Petition filed under Article 226 of Constitution of India for issuance of a Writ of Certiorarified Mandamus, to call for the records of the Impugned Order of the 1<sup>st</sup> respondent, vide Letter No.21538/A2/2023, dated 24.04.2023, quash the same and further directing the 1<sup>st</sup> respondent to cancel the Registration Certificate of the Motorcycle of Hero Honda Splendor Plus bearing Registration Number TN-59-AB-7213 standing in the name of the petitioner.

|                |                                                             |
|----------------|-------------------------------------------------------------|
| For Petitioner | : Mr.I.Robert Chandra Kumar                                 |
| For R1         | : Mrs.S.Jeyapriya<br>Government Advocate                    |
| For R2 and R4  | : No Appearance                                             |
| For R5         | : Mr.S.Manikandan<br>Government Advocate<br>(Criminal side) |

### **ORDER**

The petitioner is aggrieved by the impugned order dated 24.04.2023 of the first respondent Regional Transport Officer, whereby the transfer of registration of the said vehicle has been made in favour of Vagai Motorcycles Pvt. Ltd., the second respondent herein.



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2. It is noticed that the petitioner has an alternate remedy against the above said order under Section 57 of the Motor Vehicles Act, 1988.

3. Under these circumstances, this Writ Petition is dismissed with liberty to the petitioner to file an appeal before the Appellate Authority under Section 57 of the Motor Vehicles Act, 1988, within a period of 30 days from the date of receipt of a copy of this order. The petitioner shall also implead necessary parties in the proposed appeal. No costs. Consequently, connected Miscellaneous Petition is closed.

Index : Yes/ No

**26.06.2024**

Neutral Citation: Yes / No

Speaking Order / Non-Speaking Order

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Note:- Registry is directed to return the original impugned order to the learned counsel for the petitioner after substituting attesting photocopy of the same.

To

1.The Regional Transport Officer,  
Madurai North,  
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2.The Inspector of Police,  
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**C.SARAVANAN, J.**

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