



IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated:10.12.2025

Coram:

THE HON'BLE MR.JUSTICE V.LAKSHMINARAYANAN

Contempt Petition No.3542 of 2025

All Omni Bus Owners Association,
Rep.by its President Dr.A.Anbzhagan,
F-4, Sroji Majestic Complex,
Omni Bus Terminal,
No.6, E-Road, Chennai 600 102.

.. Petitioner

/versus/

1.Mr.Dheeraj Kumar, I.A.S.,
The Secretary Home, (Transport)Department,
Fort St.George, Chennai 600 009.

2.Mrs.R.Gajalakshmi, I.A.S.,
The State Transport Authority,
Elilagam, Chennai 600 005.
Now presently shifted their office to
Guindy, Chennai 600 032.

..Respondents

Contempt Petition has been filed under Section 11 of the Contempt of Courts Act to punish the respondents for disobeying and for non-implementation of the order dated 03.09.2024 passed by this Hon'ble Court in W.P.No.34120 of 2022.

For Petitioner :Mr.S.Sarath Kumar
For Respondents :Mr.R.Murthi, GA



ORDER

This Court passed an order on 03.09.2024. As per the said order, the respondents were directed as follows:

“16. Pending writ petitions, in view of the interim orders passed by this Court, the respondents permitted the petitioners to operate their vehicles on payment of tax from 01.01.2023. Insofar as the order passed by the respondents, thereby returning the stoppage report are hereby quashed. Insofar as the period in which the petitioners submitted their applications for stoppage of their permits, the respondents are directed to accept and allow stoppage of petitioners’ buses from 01.10.2021 to 31.12.2022 and permit the petitioners to operate their vehicles in the permitted routes without insisting for payment of tax during the period of non-operation of their buses.”

2. Pleading that this order has not been complied with, the petitioner has come forward with this contempt petition.

3. When the matter was called, Mr.R.Murthi, learned Government Advocate appearing for the respondents has produced the instructions dated 04.12.2025 of the Deputy Transport Commissioner-II, Commissionerate of Transport and Road Safety, Guindy, Chennai-32.



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4. For ready reference, the same is scanned and extracted hereunder:

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TRANSPORT DEPARTMENT

From

The Deputy Transport Commissioner-II,
Commissionerate of Transport and
Road Safety,
Guindy, Chennai - 32.

To

1. All Joint Transport Commissioners,
2. All Deputy Transport Commissioners,
3. All Regional Transport Officers,
4. All Motor Vehicle Inspectors, Unit Offices.

R.No. 48845/A3/2022

Dated: 04.12.2025

Sir,

Sub: Court Cases - W.P.No.34120 of 2022 filed by All India Omni Bus Owners Association Vs. State of Tamil Nadu - before the Hon'ble High Court of Madras - Contempt Petition filed vide No.3542 of 2025 - Compliance of the Hon'ble High Court orders - Orders issued by the State Transport Authority - Stoppage application and PVR Pending with RTO and Unit Offices - To send the PVR to State Transport Authority - Regarding.

- Ref: 1. Writ petition filed by All Omni Bus Owners Association in Hon'ble High Court of Madras dated 22.12.2022.
2. Orders of the Hon'ble High Court of Madras dated 03.09.2024 in W.P.No.34120 of 2022.
3. Opinion of the Advocate General of Tamil Nadu vide OPN No.171/2024/AGPSR, dated: 10.02.2025.
4. Opinion of the Additional Advocate of General - III, High Court of Madras vide Opinion No. 73/2025, dated: 24.10.2025.
5. Order of the Transport Commissioner in R.No:A3/48845/2022, O/o the State Transport Authority, Guindy, Chennai - 32, dated: 27.10.2025.



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6. Contempt Petition filed vide No. 3542/2025 in W.P.No.34120 of 2022 by All Omni Bus Owners Association before the Hon'ble High Court of Madras dated 31.10.2025.

It is to state that, in reference 1st cited, a writ petition was filed by All Omni Bus Owners Association rep. by Thiru.A.Anbazhagan in Hon'ble High Court of Madras with a prayer to direct the 2nd respondent (State Transport Authority) to accept the stoppage reports of the Omni buses of the members of the petitioner's association, to call for the physical Verification Report of the vehicles from the concerned Motor Vehicle Inspector's for the period from 01.10.2021 to till date and accept tax from 01.01.2023 onwards.

It is stated that, in the reference 2nd cited, the Hon'ble High Court of Madras, Chennai 104 has issued Judgment in respect of W.P.No.34120 of 2022 vide order dated 03.09.2024. In which the Hon'ble High Court of Madras, Chennai 104 has directed,

"16. Pending writ petition, in view of the interim orders passed by this Court, the respondents permitted the petitioners to operate their vehicles on payment of tax from 01.01.2023. Insofar as the orders passed by the respondents, thereby returning the stoppage report are hereby quashed. Insofar as the period in which the petitioners submitted their applications for stoppage of their permits, the respondents are directed to accept and allow the stoppage of petitioners' buses from 01.10.2021 to 31.12.2022 and permit the petitioners to operate their vehicles in the permitted routes without insisting for payment of tax during the period of non-operation of their buses.



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In this regard, in compliance to the orders of the Hon'ble High Court of Madras in W.P.No.34120 of 2022 (**Main matters - Stoppage of Batch Cases**) and Opinions received vide the references 3rd and 4th cited, the State Transport Authority, has issued an order in letter R.No. 48845/A3/2023, dated: 27.10.2025, do hereby **allow and accept the stoppage of the HMV- Contract Carriages (Omni Buses)** for those who have applied and obtained Physical Verification Reports from the Motor Vehicle Inspectors of Concerned Regional Transport Offices **for the period 01.10.2021 to 31.12.2022 affected due to COVID-19** Pandemic alone (as per Court Order) and strictly not for any other reasons during some other period.

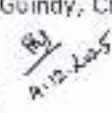
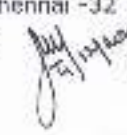
In the above circumstances, **the contempt Petition** was filed vide the reference 6th cited and is about **to comply with the order on 09.12.2025**.

Considering the Sensitivity of the case, all Regional Transport Officers, Motor Vehicle Inspectors of Unit Offices are hereby instructed to send the Stoppage application along with the Physical Verification Report for the period 01.10.2021 to 31.12.2022 if pending any, to the State Transport Authority on or before 05.12.2025 via e-mail so as to allow and accept the Stoppage of the vehicles and for compliance before the Hon'ble Court. Also, a letter may be addressed to the concerned Vehicle owners of Omni Buses to submit Stoppage application in accordance with the Rule and Act.

If no stoppage applications and PVR is pending, a **NIL** report may be sent to this office.

The Zonal Officers concerned are requested to monitor and expedite your Jurisdictions Regional Transport Officers and Motor Vehicle Inspectors to send the report **on or before 05.12.2025**.


Deputy Transport Commissioner - II
Guindy, Chennai -32

  
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5. The reading of the letter shows that, it is the compliance of the order dated 03.09.2024.

6. The learned Government Advocate appearing for the respondents states that as of now, 27 applications have been received, processed and orders have been passed. In case, any further applications are received, they will also be processed in the same manner, and orders will be passed exempting the applicants from paying tax for the period from 01.10.2021 to 31.12.2022. The letter dated 04.12.2025, as well as the submissions made by the learned Government Advocate appearing for the respondents are recorded. Accordingly, this Contempt Petition is closed.

10.12.2025

Index:yes/no
Internet:yes
Speaking order/Non speaking order
Neutral citation:yes/no
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To:

1.Mr.Dheeraj Kumar, I.A.S.,
The Secretary Home, (Transport)Department,
Fort St.George, Chennai 600 009.

2.Mrs.R.Gajalakshmi, I.A.S.,
The State Transport Authority,
Elilagam, Chennai 600 005.
Now presently shifted their office to
Guindy, Chennai 600 032.



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V.LAKSHMINARAYANAN,J.

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