



W.P(MD)No.14466 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.05.2025

CORAM:

THE HONOURABLE MRS.JUSTICE S.SRIMATHY

W.P(MD)No.14466 of 2025

P.Chenthil Aras

... Petitioner

VS.

1.The Regional Transport Authority cum
District Collector,
Trichy District, Trichy.

2.The Regional Transport Officer (West),
Office of Regional Transport Officer (West),
Pirattiyur, Trichy District.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, to direct the respondents to grant of proceedings for the migration of the Mini Buses bearing Registration Nos.TN-48- 9667 and TN 48-A-2782 on the route Eachampatti Pirivu Road Junction (Samayapuram) to Gandhi Market, based on the petitioner's application, dated 21.03.2025.

For Petitioner : Mr.A.C.Asaithambi

For Respondents : Mr.D.Gandhi Raj
Special Government Pleader

ORDER

The present Writ Petition has been filed for the issuance of a Writ of Mandamus, to direct the respondents to grant of proceedings for the migration of



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the Mini Buses bearing Registration Nos.TN-48- - 9667 and TN 48-A-2782 on the route Eachampatti Pirivu Road Junction (Samayapuram) to Gandhi Market, based on the petitioner's application, dated 21.03.2025.

2.The contention of the petitioner is that the respondents have earlier issued G.O.Ms.No.33, Home (Transport-I), dated 23.01.2025 and issued a gazette publication, dated 24-01-2025, thereby formulated the migration scheme under clause 12. However, the said G.O., was challenged in the Court and the same was set aside. Subsequently, the respondents have issued G.O.Ms.No.198, Home Transport – I Department, dated 28.04.2025, wherein it is stated under the heading Notification- II as under:

“The Home Department Notification No.11(1)/HO/4(a-1)/2025 published at pages 1-7 of part II Section 1 of the Tamil Nadu Government Gazette Extraordinary dated the 24th January, 2025 is hereby withdrawn. However notwithstanding the said withdrawal, all actions taken as per the said Notification, including notifying new routes, calling for the application for notified new routes and issuing of the proceedings by the Regional Transport Authorities, would, continue to be valid proceedings, as if taken under this Notification.”

3.Therefore, now the petitioner is seeking to consider his earlier application submitted on 21-03-2025 in the light of the above paragraph. In fact, the petitioner is relying on the similar order passed by the Tanjavur RTO Office dated 06-05-2025, wherein it is stated as under:



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W.P(MD)No.14466 of 2025

எனவே, மோட்டார் வாகன சட்டம் 1988 பிரிவு 72 படியும் 1989-ஆம் ஆண்டு தமிழ்நாடு மோட்டார் வாகன விதி 143 படியும், அரசாணை எண்: 198 உள் (போக்குவரத்து-1) துறை நாள்: 28.04.2025 படியும், மேற்கண்ட விண்ணப்பதாரருக்கு சிறுந்து TN49/M8949 வாகனத்தினை “புதிய விரிவான திட்டம் 2024”-ன் கீழ் இடம்பெயர்வு வழித்தடத்தில் (Migration) இயக்க அனுமதித்து உத்தரவிடப்படுகிறது.

எனவே, மனுதாரர் தனது வாகனத்தின் அனுமதிச்சீட்டினை சரண் செய்தும் அசல் பதிவுச்சான்று, காப்புச்சான்று, தகுதிச்சான்று, சாலைவரி, வாகனத்தில் வாகன இருப்பிட கண்காணிப்பு கருவி (Vehicle Location Tracking Device) சான்று, உத்தேசிக்கப்பட்ட கால அட்டவணை மற்றும் வழித்தட வரைபடம் (Route map) ஆகிய ஆவணங்களை 90 நாட்களுக்குள் சமர்ப்பிக்குமாறு கேட்டுக்கொள்ளப்படுகிறார். தவறும் பட்சத்தில் மறு அறிவிப்பின்றி இவ்வாணை தன் முடிவு செய்யப்படும் என தெரிவிக்கப்படுகிறது.

4. Therefore, this Court without expressing any opinion is directing the respondents to consider and pass orders as per G.O.Ms.No.198, Home Transport – I Department, dated 28.04.2025 and also by the similar orders passed by the Tanjavur RTO. The said order shall be passed on or before 15-06-2025, so that if the petitioner is not getting positive order, he will be having an appeal remedy.

5. With the above observations, this Writ Petition is allowed. No costs.

22.05.2025

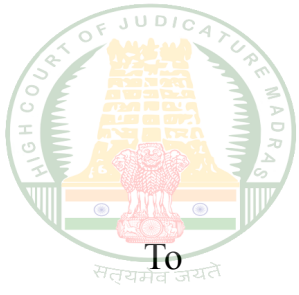
NCC : Yes / No

Index : Yes / No

Internet : Yes

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Note : Issue order copy on 23.05.2025.



W.P(MD)No.14466 of 2025

To

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S.SRIMATHY, J.

Tmg

**ORDER MADE IN
W.P(MD)No.14466 of 2025**

DATED : 22.05.2025