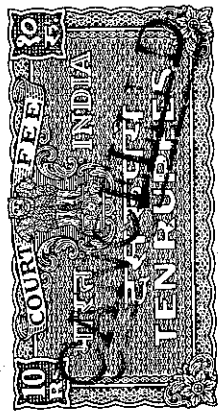


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2



IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR (CG).

Writ Petition No. 2299/2001

Petitioner :: Nirmal Singh, son of Shri Gurubachan Singh, aged about 26 years, r/o Sector-II Quarter No.29/F/3 Bhilai, District Durg (CG).

Versus

Respondents :: 1. The State of Chhattisgarh, Through the Secretary, Department of Transport, D.K. Bhawan, Raipur (CG).
2. The Tax Officer/Additional Regional Transport Officer, Durg (CG).

P.C. No. 2300/01
Submitted by Shri Santosh Guleria
dated 29/10/01

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA :

आदेश पत्रक

सामला क्रमांक W.P.No. 2299/2001 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p><u>22.2.2002</u></p> <p>Heard Shri B.K.Rawat for the petitioner and Dr.N.K.Shukla for the respondents.</p> <p>The petitioner has in this petition sought for quashing of the demand notice dated 19.10.2001 issued by the second respondent and to direct the second respondent to release the vehicle bearing registration no. M.P.24-C/2119 to the petitioner.</p> <p>The grievance of the petitioner is that without passing any order of assessment against the petitioner the second respondent has seized the aforesaid vehicle belonging to the petitioner on 27.7.2001 and issued the demand notice as per annexure P-3.</p> <p>It is not disputed that the respondents have not passed any order of assessment and the vehicle of the petitioner has been seized. Since respondent no.2 has issued demand notice without passing any order of assessment and seized the vehicle of the petitioner, the demand notice annexure P-3 is liable to be quashed</p>	

[पीछे देखिये]

आदेश पत्रक

मामला क्रमांक W.P. No-2299/2001 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p>with a direction to respondent no.2 to release the vehicle of the petitioner seized in the case.</p> <p>Accordingly, the petition is allowed. The demand notice annexure P-3 is quashed. Respondent no.2 is directed to release the vehicle seized, to the petitioner forthwith. However, liberty is reserved to respondent no.2 to pass an order of assessment against the petitioner and thereafter take action in accordance with law.</p>	<p>Sd/- Chief Justice</p>

[पीछे देखिये]