

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 31.8.2007

CORAM

THE HON'BLE MR.JUSTICE M.JAICHANDREN

Writ Petition No.27903 of 2007

K.Babuji

.. Petitioner

The Revenue Divisional Officer,  
Tiruttani,  
Thiruvallur District.

vs.

... Respondent

This writ petition is filed under Article 226 of the Constitution of India praying for the issuance of a writ of Mandamus to direct the respondent to release the seized Tractor and Trailer bearing Registration No.TN 23 AV 1492 and TN 23 AV 1494 seized on 18.8.2007 by the respondent to the petitioner.

For petitioner : Mr.E.Martin Jeyakumar  
For respondent : Mr.A.Arumugam  
Additional Government Pleader

O R D E R

Mr.A.Arumugam, the learned Additional Government Pleader takes notice for the respondent.

2. With the consent of the learned counsels appearing on either side, the writ petition itself is taken up for final disposal.

3. Considering the facts and circumstances of the case, the respondent is directed to release the Tractor and Trailer bearing Registration No.TN 23 AV 1492 and TN 23 AV 1494 respectively, seized on 18.8.2007 by the respondent to the petitioner, on the following conditions:-

A) The petitioner shall establish the ownership of the vehicles by producing the necessary documents before the Respondent.

B) The petitioner shall not part with or alienate the vehicles in any manner till the adjudication is over.

C) The petitioner shall deposit with the respondent a sum of Rs.15,000/- (Rupees Fifteen Thousand only) in cash, as agreed.

D) The petitioner shall file an undertaking that he will not use the vehicles for any illegal activities in future and also to produce the vehicles before the respondent as and when called for.

E) The petitioner shall also produce the vehicles once in two months before the respondent herein in order to ensure that condition (B) is properly complied with.

4. In the event of default by the petitioner in complying with condition B or E, it will be open to the respondent to seize the vehicle, without further notice to the petitioner.

5. With the above directions, this Writ Petition is disposed of, at the admission stage itself. No costs.

tsi

Sd/-  
Asst.Registrar

/true copy/

Sub Asst.Registrar

To

The Revenue Divisional Officer,  
Tiruttani,  
Thiruvallur District.

+1 cc to Mr.E.Martin Jayakumar, Advocate Sr.No.56433.

AKR(CO)  
dcp/4.9

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