

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF JUNE
TWO THOUSAND AND ELEVEN

PRESENT

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.18188 OF 2011

Between:

G.Shyam

...

Petitioner

AND

The Government of A.P. and another.

...

Respondents

This Court made the following :

THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION No.18188 of 2011

ORDER:

This Writ Petition is filed seeking a declaration that the action of respondent No.2 – Regional Transport Officer in suspending the permit of the petitioner's vehicle for the period specified therein is arbitrary and illegal.

A perusal of the impugned order shows that the petitioner's vehicle was seized alleging violation of permit conditions and a show cause notice was issued to the petitioner calling for explanation as to why the permit should not be suspended under Section 86 of the Motor vehicles Act, 1988. Thereafter, the impugned order came to be passed suspending the permit for a period of 30 days. Aggrieved by the same, this Writ Petition is filed contending that the suspension for a period of 30 days is unwarranted.

The learned counsel for the petitioner has brought to my notice that in identical circumstances this Court disposed of W.P. No.3781 of 2011 by order dated 18-02-2011 holding that the suspension of the permit for a period of 30 days was excessive and accordingly restricted the period of suspension to 15 days.

Having regard to the fact that the petitioner herein is also similarly situated, I deem it appropriate to restrict the period of

suspension to 15 days instead of 30 days as ordered in the impugned order.

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Accordingly the Writ Petition is disposed of restricting the period of suspension of the permit of the petitioner's vehicle to 15 days. After expiry of the period of 15 days, the vehicle shall be released to the petitioner. There shall be no order as to costs.

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G.ROHINI, J

JUNE 30, 2011

Note:

Communicate operative portion by wire at party's cost.

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