

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 23RD DAY OF JANUARY 2015/3RD MAGHA, 1936

RP.No. 84 of 2015 ()

(AGAINST THE JUDGMENT IN WP(C).NO. 30334/2014 DATED 15-12-2014)

REVIEW PETITIONER/3RD PARTY :

**KUNJUMOHAMMED K.,
PULASSERY HOUSE,P.O. CALICUT AIRPORT,
KONDOTTY, MALAPPURAM.**

BY ADV. SRI.P.C.SASIDHARAN

RESPONDENT(S)/PETITIONER AND RESPONDENTS :

- 1. HUSSAIN, S/O.KAMMU,
AREEKKATTU HOUSE, 8/427, KANJIRAPARAMA,
CALICUT AIRPORT.P.O., MALAPPURAM-673 647**
- 2. THE AIRPORT DIRECTOR, CALICUT AIRPORT,
CALICUT AIRPORT.P.O., MALAPPURAM-673 647**
- 3. THE CALICUT AIRPORT TAXI DRIVERS CO-ORDINATION COMMITTEE,
REPRESENTED BY ITS SECRETARY, CALICUT AIRPORT.P.O.,
MALAPPURAM-673 647**

**R1 BY ADV. SRI.BABU S. NAIR
R2 BY ADV. SRI.S.SUJIN**

**THIS REVIEW PETITION HAVING COME UP FOR ADMISSION
ON 23-01-2015,ALONG WITH R.P.NO.85 OF 2015, THE COURT
ON THE SAME DAY PASSED THE FOLLOWING:**

sts

R.P.NO.84/2015

APPENDIX

PETITIONER'S ANNEXURES:

- ANNEX A1 COPY OF THE RELEVANT EXTRACT OF THE REGISTRATION BOOK**
- ANNEX A2 COPY OF THE JUDGMENT IN WP(C).NO.30334 OF 2014 DATED
15/12/2014.**
- ANNEX A3 COPY OF THE CODE OF CONDUCT OF PREPAID TAXI COUNTER.**

RESPONDENT'S ANNEXURES: NIL

/TRUE COPY/

PA.TO.JUDGE

sts

A.MUHAMED MUSTAQUE, J.
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R.P.Nos.84 and 85 of 2015
in
W.P(C).No.30334 of 2014
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Dated this the 23rd day of January, 2015

ORDER

These review petitions are at the instance of persons who are not parties to the Writ Petition. The issue in the Writ Petition pertains to operating taxi by the writ petitioner therein. This Court proceeded the Writ Petition as though the writ petitioner having right to operate taxi from the Calicut Airport premises. The review petitioner in R.P.No.84 of 2015 submits that writ petitioner is only the driver under him and he has no independent right to operate taxi. The review petitioner in R.P.No.85 of 2015 submits that he is the licensee of the pre-paid taxi services at Calicut Airport and he was not made a party before this Court before judgment. It is submitted that on account of the direction of this Court, their rights have been infringed.

2. Considering the nature of the judgment passed by me, I am of the view that the right of the third parties prima facie, appears to have been infringed on account of the judgment. Therefore, they also need to be heard to decide the right of the writ petitioner to operate taxi from the Calicut Airport premises.

3. Learned counsel for the writ petitioner submits that consequent upon the directions of this Court, an order has been passed by the Calicut Airport authority permitting the writ petitioner to operate taxi from the Calicut Airport premises.

In the facts and circumstances, there is an error apparent on the judgment. Accordingly, the judgment is reviewed. In view of the above, all the review petitioners are suo moto impleaded as additional respondents in the writ petitions.

Post the Writ Petition on 28.01.2015.

A.MUHAMED MUSTAQUE, JUDGE.

Sbna/23/01/15