

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

THURSDAY, THE 15TH DAY OF JANUARY 2015/25TH POUSHA, 1936

WP(C).No. 1385 of 2015 (W)

PETITIONER(S):

**A.G.JOSHY, ALOOR KIZHAKOOTTU HOUSE,
ATTATHURA, P.O.KUNDANNOOR, ERUMAPETTY,
THRISSUR.**

BY ADV. SRI.G.PRABHAKARAN

RESPONDENT(S):

- 1. THE REGIONAL TRANSPORT AUTHORITY,
THRISSUR, REPRESENTED BY ITS SECRETARY, PIN-680003.**
- 2. THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY, THRISSUR-680003.**

BY SENIOR GOVERNMENT PLEADER SRI.BIJU MEENATTOOR

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
15-01-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

PJ

APPENDIX

PETITIONERS' EXHIBITS

- P1: COPY OF THE PERMIT WITH ITS NO.C3/35/2000/R WITH STAGE CARRIAGE
KL 8/W 1015
- P2: COPY OF THE PERMIT WITH ITS NO.8/27/1997 WITH STAGE CARRIAGE
KL 8/X 9527
- P3: COPY OF THE PERMIT WITH ITS NO.8/59/1995 WITH STAGE CARRIAGE
KL 8/X 7095
- P4: COPY OF THE PERMIT WITH ITS NO.8/313/2003 WITH STAGE CARRIAGE KL
8/Z 1600
- P5: COPY OF THE PERMIT WITH ITS NO.C3/08/2001 WITH STAGE CARRIAGE KL
8AB 5023
- P6: COPY OF THE PERMIT WITH ITS NO.8/38/1997 WITH STAGE CARRIAGE KL
48/B 3754
- P7: COPY OF THE DEATH CEARTIFICATE WITH ITS REGISTRATION NO.2930/14
- P8: COPY OF THE RELATIONSHIP CERTIFICATE DATED 5/1/14
- P9: COPY OF THE TRANSFER APPLICATION DATED 8/1/15 WITHITS VEHICLE
NO.KL 48/B 3754
- P10: COPY OF THE TRANSFER APPLICATION DATED 8/1/15 WITHITS VEHICLE
NO.KL8/X 9527
- P11: COPY OF THE TRANSFER APPLICATION DATED 8/1/15 WITHITS VEHICLE
NO.KL8/W 1015
- P12: COPY OF THE TRANSFER APPLICATION DATED 8/1/15 WITHITS VEHICLE
NO.KL8/X 7095
- P13: COPY OF THE TRANSFER APPLICATION DATED 8/1/15 WITHITS VEHICLE
NO.KL 8/Z 1600
- P14: COPY OF THE TRANSFER APPLICATION DATED 8/1/15 WITHITS VEHICLE
NO.KL.8/AB 5023.

RESPONDENTS/ EXHIBITS

NIL.

/ TRUE COPY /

P.S. TO JUDGE

PJ

K. VINOD CHANDRAN, J

W.P(C) No. 1385 of 2015

Dated this the 15th day of January, 2015

J U D G M E N T

The petitioner is said to be the only legal heir of one A.L George, who had been carrying on stage carriage services as per Exts.P1 to P6 permits. The petitioner has filed an application for transfer of the permit in the petitioner's name on the strength of Ext.P8 certificate issued by the Village Officer. The petitioner contends that the death of his father was intimated to the authority and the next meeting of the RTA is scheduled on 29.01.2015, on which date the same may be posted for consideration.

2. It is submitted by the learned Government Pleader that, in any event, the Rules provide for operation of stage carriages by the legal heirs for three months from the death of the permit holder even without transfer of permit.

3. In such circumstance, the respondent authority shall, if possible, within three months from the date of death; so as to ensure that the petitioner's services are not stopped for reason only of the transfer not being effected.

Writ petition is disposed of.

Sd/-
(K. VINOD CHANDRAN, JUDGE)

jma //true copy//

P.A to Judge