

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

FRIDAY, THE 30TH DAY OF JANUARY 2015/10TH MAGHA, 1936

WP(C).No. 2939 of 2015 (N)

PETITIONER(S):

**A.SAMIKUTTY,
VARAYIL HOUSE, MANAKAVU P.O
AZHCHAVATTOM, KOZHIKODE**

BY ADV. SRI.G.PRABHAKARAN

RESPONDENT(S):

**1. THE SECRETARY, REGIONAL TRANSPORT AUTHORITY,
KOZHIKODE - 673 020**

**2. NASSER M., S/O K. USMAN, MUTHACHIKANDY HOUSE
ATHOLI P.O, KOZHIKODE - 673 315**

R BY GOVERNMENT PLEADER SRI. BIJU MEENATTOOR

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 30-01-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

APPENDIX

PETITIONERS EXHIBITS:

- EXT.P1 COPY OF THE PERMIT WITH ITS NO.P.ST.11/46/1993 DATED
13.10.09.**
- EXT.P2 COPY OF THE EXISTING TIMING OF THE PETITIONER'S SERVICE
DATED 4.12.03.**
- EXT.P3 COPY OF THE TIME SCHEDULE ISSUED TO THE 2ND
RESPONDENT'S STAGE CARRIAGE KL-11/AA-2269 DATED 19.11.10.**
- EXT.P4 COPY OF THE COMPLAINT FILED BY THE PETITIONER BEFORE
THE 1ST RESPONDENT DTED 24.2.11.**
- EXT.P5 COPY OF THE NEWS PAPER REPORT IN KERALA KOUMUDI DAILY
NEWS DATED 15.5.11.**
- EXT.P6 COPY OF THE TIMING OBJECTION FILED BY THE PETITIONER
DATED 3.9.13.**
- EXT.P7 COPY OF THE TIMING OBJECTION FILED BY THE PETITIONER
DATED 4.7.14.**

RESPONDENTS EXHIBITS: NIL

// TRUE COPY //

PA TO JUDGE.

SB

K. VINOD CHANDRAN, J.
=====

W.P.(C) No.2939 of 2015 - N
=====

Dated this the 30th day of January, 2015

J U D G M E N T

The petitioner seeks consideration of objections with respect to the settlement of timings, which was arrived as early as in 2010. The petitioner contends that, different running time was allotted to the 2nd respondent and hence, the same causes prejudice to the petitioner, who is a rival operator. The petitioner is also a person, who has been operating on a regular permit, at Ext.P1, from 03.03.2006. In such circumstance, if the petitioner had any objection, he ought to have filed an appeal/revision from the order, before the State Transport Appellate Tribunal.

The writ petition at this distance of time is not maintainable and cannot be entertained; and is hence dismissed.

Sd/-
K. VINOD CHANDRAN,
JUDGE

SB

// true copy //

P.A to Judge.